



**Senate Bill No. 501**

***June Special Session, Public Act No. 10-1***

**AN ACT CONCERNING THE REAL ESTATE CONVEYANCE TAX, THE CONVEYANCE OF CERTAIN PARCELS OF STATE LAND, ADJUSTMENTS TO CERTAIN PROGRAMS IMPLEMENTED THROUGH THE DEPARTMENT OF SOCIAL SERVICES, A REPORT ON TAX CREDITS, JUVENILE JUSTICE, ABSENTEE VOTING BY MEMBERS OF THE MILITARY, REVISIONS TO VARIOUS TASK FORCES, COMMISSIONS AND COUNCILS, AND AMENDMENTS AND MINOR AND TECHNICAL CHANGES TO CERTAIN SPECIAL AND PUBLIC ACTS OF THE 2010 REGULAR SESSION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Subsection (a) of section 12-494 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(a) There is imposed a tax on each deed, instrument or writing, whereby any lands, tenements or other realty is granted, assigned, transferred or otherwise conveyed to, or vested in, the purchaser, or any other person by [his] such purchaser's direction, when the consideration for the interest or property conveyed equals or exceeds two thousand dollars, (1) subject to the provisions of subsection (b) of this section, at the rate of five-tenths of one per cent of the consideration for the interest in real property conveyed by such deed, instrument or writing, the revenue from which shall be remitted by the town clerk of the municipality in which such tax is paid, not later than

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ten days following receipt thereof, to the Commissioner of Revenue Services for deposit to the credit of the state General Fund, and (2) at the rate of one-fourth of one per cent of the consideration for the interest in real property conveyed by such deed, instrument or writing, and on and after July 1, [2010] 2011, at the rate of eleven one-hundredths of one per cent of the consideration for the interest in real property conveyed by such deed, instrument or writing, provided the amount imposed under this subdivision shall become part of the general revenue of the municipality in accordance with section 12-499.

Sec. 2. Subsection (a) of section 12-498 of the 2010 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2010*):

(a) The tax imposed by section 12-494, as amended by this act, shall not apply to: (1) Deeds which this state is prohibited from taxing under the Constitution or laws of the United States; (2) deeds which secure a debt or other obligation; (3) deeds to which this state or any of its political subdivisions or its or their respective agencies is a party; (4) tax deeds; (5) deeds of release of property which is security for a debt or other obligation; (6) deeds of partition; (7) deeds made pursuant to mergers of corporations; (8) deeds made by a subsidiary corporation to its parent corporation for no consideration other than the cancellation or surrender of the subsidiary's stock; (9) deeds made pursuant to a decree of the Superior Court under section 46b-81, 49-24 or 52-495; (10) deeds, when the consideration for the interest or property conveyed is less than two thousand dollars; (11) deeds between affiliated corporations, provided both of such corporations are exempt from taxation pursuant to paragraph (2), (3) or (25) of Section 501(c) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended; (12) deeds made by a corporation which is exempt from taxation pursuant to paragraph (3) of Section 501(c) of the Internal

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Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended, to any corporation which is exempt from taxation pursuant to said paragraph (3) of said Section 501(c); (13) deeds made to any nonprofit organization which is organized for the purpose of holding undeveloped land in trust for conservation or recreation purposes; (14) deeds between spouses; (15) deeds of property for the Adriaen's Landing site or the stadium facility site, for purposes of the overall project, each as defined in section 32-651; (16) land transfers made on or after July 1, 1998, to a water company, as defined in section 16-1, provided the land is classified as class I or class II land, as defined in section 25-37c, after such transfer; (17) transfers or conveyances to effectuate a mere change of identity or form of ownership or organization, where there is no change in beneficial ownership; [and] (18) conveyances of residential property which occur not later than six months after the date on which the property was previously conveyed to the transferor if the transferor is (A) an employer which acquired the property from an employee pursuant to an employee relocation plan, or (B) an entity in the business of purchasing and selling residential property of employees who are being relocated pursuant to such a plan; (19) deeds in lieu of foreclosure that transfer the transferor's principal residence; and (20) any instrument transferring a transferor's principal residence where the gross purchase price is insufficient to pay the sum of (A) mortgages encumbering the property transferred, and (B) any real property taxes and municipal utility or other charges for which the municipality may place a lien on the property and which have priority over the mortgages encumbering the property transferred.

Sec. 3. (*Effective July 1, 2010*) Notwithstanding the provisions of section 1 of public act 10-179, the reductions to the amounts appropriated in said section 1 are amended to read as follows:

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LESS:

|                              |               |                    |
|------------------------------|---------------|--------------------|
| Estimated Unallocated Lapses | [-87,780,000] | <u>-89,510,000</u> |
|------------------------------|---------------|--------------------|

|                  |                  |                       |
|------------------|------------------|-----------------------|
| NET GENERAL FUND | [17,668,900,229] | <u>17,667,170,229</u> |
|------------------|------------------|-----------------------|

Sec. 4. Section 15 of special act 07-11 is amended to read as follows  
(*Effective from passage*):

(a) Notwithstanding any provision of the general statutes, the Commissioner of Transportation shall convey to the Bridgeport Port Authority a parcel of land located in the city of Bridgeport, at a cost equal to the administrative costs of making such conveyance. Said parcel of land has an area of approximately 1.008 acres and is identified as a certain parcel of land situated in the city of Bridgeport, county of Fairfield, and state of Connecticut, being more particularly bounded and described as follows:

"Beginning at a point, said point being the southeast corner of the intersection of Seaview Avenue and the eastbound off-ramp of Interchange 29, Interstate 95;

Thence running southwesterly along land of the Bridgeport Port Authority, 620', more or less;

Thence running northerly along the easterly highway line of Stratford Avenue, along a curved line concave to the west, 370' more or less;

Thence running easterly along the southerly highway line of said eastbound off-ramp of Interchange 29, Interstate Route 95, 440' more or less."

The conveyance shall be subject to the approval of the State Properties Review Board.

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(b) ~~(1)~~ The Bridgeport Port Authority shall use said parcel of land for economic development ~~[and]~~ or waterfront related purposes and may lease all or any portion of said parcel for economic development or waterfront related purposes. If the Bridgeport Port Authority:

~~[(1)]~~ ~~(A)~~ Does not use said parcel for said purposes;

~~[(2)]~~ ~~(B)~~ Does not retain ownership of all of said parcel; or

~~[(3)]~~ ~~(C)~~ Leases all or any portion of said parcel, except for a lease of all or any portion of said parcel for economic development or waterfront related purposes, in accordance with the provisions of this subsection,

the parcel shall revert to the state of Connecticut.

(2) Notwithstanding any provision of the general statutes, the Department of Transportation shall grant the Bridgeport Port Authority a right of way from Stratford Avenue, Connecticut Route 130 directly to and from said parcel, at a place to be determined by the department.

(c) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section, which deed or instrument shall include provisions to carry out the purposes of subsection (b) of this section. The Commissioner of Transportation shall have the sole responsibility for all other incidents of such conveyance.

Sec. 5. *(Effective from passage)* (a) Notwithstanding any provision of the general statutes, the Commissioner of Environmental Protection

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shall convey to the town of Portland a parcel of land located in the town of Portland, at a cost equal to the administrative costs of making such conveyance, including legal fees. Said parcel of land has an area of approximately 1.83 acres and is identified as part of P/O 70-29 on Town of Portland Tax Assessor's Map 78, a portion of which borders Great Hill Road, commencing at the northwest corner of Lot 30 also identified as 169 Great Hill Road, then continuing in a northerly direction 300 feet along the east side of Great Hill Road, along the western boundary of property known as 163 Great Hill Road to a point, then continuing easterly 200 feet to a point, then continuing southerly 400 feet to a point, then continuing westerly 100 feet to a point located at the southeast corner of property known as 169 Great Hill Road, then continuing northerly 100 feet along the eastern boundary of property known as 169 Great Hill Road to a point, then continuing westerly 100 feet along the northern boundary of property known as 169 Great Hill Road to the point or place of beginning. The conveyance shall be subject to the approval of the State Properties Review Board.

(b) The town of Portland shall use said parcel of land for construction of a fire house. If the town of Portland:

- (1) Does not use said parcel for construction of a fire house;
- (2) Does not retain ownership of all of said parcel; or
- (3) Leases all or any portion of said parcel,

the parcel shall revert to the state of Connecticut.

(c) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Environmental Protection. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver

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any deed or instrument necessary for a conveyance under this section, which deed or instrument shall include provisions to carry out the purposes of subsection (b) of this section. The Commissioner of Environmental Protection shall have the sole responsibility for all other incidents of such conveyance.

Sec. 6. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Transportation shall convey to the town of Marlborough a parcel of land located in the town of Marlborough, at a cost equal to the fair market value of said parcel, as determined by the average of the appraisals of two independent appraisers selected by said commissioner. Said parcel of land has an area of approximately .46 acres and is identified as Lot 7 in Block 29 of Marlborough Tax Assessor's Map 6E and as a certain parcel on the westerly side of Forest Homes Road that constitutes Department of Transportation File #53-98-86A. The conveyance shall be subject to the approval of the State Properties Review Board.

(b) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for said conveyance. The Commissioner of Transportation shall have the sole responsibility for all other incidents of said conveyance.

Sec. 7. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Transportation shall convey to the town of Manchester a parcel of land located in the town of Manchester, at a cost equal to the administrative costs of making such conveyance, including legal fees. Said parcel of land has an area of approximately 1.517 acres and is identified as a portion of Vol. 858

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page 243 on a map entitled "Town of Manchester Department of Public Works Engineering Division, Compilation Survey Plan Showing Some Property of the State of Connecticut, 1451 Pleasant Valley Road, April 30, 2009, Scale 1"=40' ". The conveyance shall be subject to the approval of the State Properties Review Board.

(b) The town of Manchester shall use said parcel of land for road alignment and traffic mitigation purposes. If the town of Manchester:

- (1) Does not use said parcel for said purposes;
- (2) Does not retain ownership of all of said parcel; or
- (3) Leases all or any portion of said parcel,

the parcel shall revert to the state of Connecticut.

(c) If a flyover ramp is constructed on such parcel, no state funds shall be used to pay for the construction of such flyover.

(d) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section, which deed or instrument shall include provisions to carry out the purposes of subsection (b) of this section. The Commissioner of Transportation shall have the sole responsibility for all other incidents of such conveyance.

Sec. 8. Section 29 of public act 99-26 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Notwithstanding any provision of the general statutes, the Commissioner of Children and Families shall convey to the city of



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Middletown four parcels of land and any improvements upon said parcels located in the city of Middletown, at a cost equal to the administrative costs of making such conveyance. Said parcels of land are identified as Lot 35 (approximately .95 acre), Lot 36 (approximately 1.02 acres), Lot 40 (approximately .34 acre) and Lot 43 (approximately one acre) in Block 29-17 on city of Middletown Tax Assessor's Map 27.

(b) The city of Middletown shall use said parcels of land and any improvements upon said parcels for municipal purposes. If the city of Middletown:

(1) Does not use any said parcel or improvement for said purposes;  
or

(2) Does not retain ownership of all of any said parcel or improvement,

the parcel shall revert to the state of Connecticut.

(c) Such conveyance shall be subject to the approval of the State Properties Review Board. The State Properties Review Board shall complete its review of the conveyance of said parcels of land not later than thirty days after it receives a proposed agreement from the Department of Children and Families. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section, which deed or instrument shall include provisions to carry out the purposes of subsection (b) of this section. The Commissioner of Children and Families shall have the sole responsibility for all other incidents of such conveyance.

(d) Such conveyance may also be subject to the prior approval of the Superior Court or any other court of competent jurisdiction, as applicable, of the removal or modification of any restrictions that may

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exist on the conveyance by the Commissioner of Children and Families of said parcels of land pursuant to this section, as may be necessary to accomplish the conveyances contemplated by this section.

Sec. 9. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Transportation shall convey to the town of Wallingford a parcel of land located in the town of Wallingford, at a cost equal to the administrative costs of making such conveyance, including legal fees. Said parcel of land has an area of approximately .593 acres and is identified as parcel 1 and parcel 2 on a map entitled "Proposed Land Transfer Map, Graphic Scale 1 inch= 40 ft., SUMMARY, Parcel #1: +/- 4,500 sq. ft. +/- 0.103 acres, Parcel #2: +/- 21,700 sq. ft. +/- 0.490 acres, Total= +/- 26,200 sq. ft. +/- 0.893 acres". Said parcel is bordered by Barnes Road and State Route 68. The conveyance shall be subject to the approval of the State Properties Review Board.

(b) The town of Wallingford shall use said parcel of land for municipal purposes. If the town of Wallingford:

- (1) Does not use said parcel for said purposes;
- (2) Does not retain ownership of all of said parcel; or
- (3) Leases all or any portion of said parcel,

the parcel shall revert to the state of Connecticut.

(c) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section, which deed or instrument shall include provisions to carry out the

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purposes of subsection (b) of this section. The Commissioner of Transportation shall have the sole responsibility for all other incidents of such conveyance.

Sec. 10. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Transportation shall lease to the city of Bridgeport a parcel of land in the city of Bridgeport at a cost equal to the administrative costs of entering into such lease, for a term of five years with two options to renew for additional five-year periods. Said parcel of land has a total area of approximately 1.25 acres and is identified as Lot 2 on a map entitled "Lease sketch TOWN OF BRIDGEPORT sketch showing land leased to CITY OF BRIDGEPORT by the STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION BENEATH I-95 FROM PARK AVENUE WEST TO RAILROAD AVENUE". The lease shall be subject to the approval of the State Properties Review Board, the Office of Policy and Management and the Attorney General.

(b) The city of Bridgeport shall use said parcel of land for public parking purposes and may sublease all or a portion of the property to the Mercy Learning Center for parking purposes at no cost to the Mercy Learning Center. If the city of Bridgeport:

- (1) Does not use said parcel for said purpose; or
- (2) Subleases all or any portion of said parcel to an entity other than the Mercy Learning Center,

the lease shall be terminated and the leased parcels shall revert to the state of Connecticut.

(c) The State Properties Review Board shall complete its review of the lease of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of

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said department until a lease is entered in accordance with the provisions of this section. The Commissioner of Transportation shall have the sole responsibility for all other incidents of such lease.

(d) In the event that said parcel of land is needed by the Department of Transportation for transportation needs, the Department of Transportation shall provide thirty days' written notice to the city of Bridgeport. After such thirty-day period, any lease described in subsection (a) of this section shall be terminated.

Sec. 11. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Environmental Protection shall convey to Lake Phipps Special Taxing District the following parcels of land and dam structure located in the city of West Haven that were conveyed to the Commissioner of Environmental Protection by the Lake Phipps Land Owners Corporation pursuant to a Judgment Order dated August 27, 1990, and recorded in Volume 894 at Page 322 of the West Haven Land Records. The conveyance shall be subject to the approval of the State Properties Review Board. Said parcels of land and dam structure are identified as follows:

PARCEL 1

A parcel located on Phipps Drive described in a deed from Regina Morris, Trustee, to the Lake Phipps Land Owners' Corporation dated April 19, 1957, and recorded in Volume 391 at Page 391 of the West Haven Land Records, identified in said land records as Lot 36 in Block 6 and Parcel 11A on city of West Haven Tax Assessor's Map D-8;

PARCEL 2

A parcel located off Phipps Drive described in a deed from Regina Morris, Trustee, to the Lake Phipps Land Owners Corporation dated April 19, 1957, and recorded in Volume 391 at Page 391 of the West Haven Land Records, identified in said records as that unmarked

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peninsular portion in Block 9 on city of West Haven Tax Assessor's Map D-8 lying to the Southwest of Block 9, said portion being a revision of plots A and B as appears on a map entitled "Layout of The Lake Phipps Estates Office 341 State Street, New Haven, Conn., May 1927, John F. Lynch, Civil Engineer and Surveyor," said peninsular portion lying southwesterly of Lot 23 upon the aforesaid surveyor's map, revised June, 1932; said above-described parcel one being further shown as Parcel 79 on the city of West Haven Tax Assessor's Map D-8;

PARCELS 3 to 5

Three parcels located in the northwesterly and northern portions of the so-called Upper Lake Phipps, described on a deed found at Volume 391 at Page 391 of the West Haven Land Records, identified therein as that portion of unmarked land lying to the North and West of Block 9, as appears on a map entitled "Layout of the Lake Phipps Estates Office 341 State Street, New Haven, Conn., May 1927, John F. Lynch, Civil Engineer and Surveyor," said parcels upon said map being described as follows:

West by Phipps Drive;

North by land now or formerly of New York, New Haven and Hartford Railroad Company;

East by that part of Lake Phipps as is commonly referred to as the "Lower Lake" by an irregular line;

South by Block 1 on said map;

West again, Southwest and South again by Lake Phipps by an irregular line;

West again by Lot 40 in Block 9 on said map;

Southwest again by a private road as shown on said map;

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West again by Lot 22 in said block on said map;

North again, West again, Southwest again, West again, South again, East again and South again by the waters of Lake Phipps being an irregular line;

EXCEPTING, however, from the above-described parcels 3 to 5, inclusive, such portions as heretobefore conveyed by Regina Morris, Trustee, to Angelo Grillo by deed dated May 18, 1937, and recorded in Volume 254 at Page 151 of the West Haven Land Records; by Regina Morris, Trustee, and Don Panza to Angelo Grillo, by deed dated September 13, 1937, and recorded in Volume 254 at Page 152 of the West Haven Land Records; by Regina Morris, Trustee, to Frank J. Gebauer, by deed dated August 20, 1938, and recorded in Volume 256 at Page 556 of the West Haven Land Records; and by Regina Morris, Trustee, to Philip E. Dunn and Elizabeth R. Dunn, husband and wife, and the survivor of them, by deed dated August 6, 1954, and recorded in Volume 360 at Page 242 of the West Haven Land Records;

AND EXCEPTING FURTHER from parcels 3 to 5, inclusive, such portions of the above-described as heretobefore conveyed by the Lake Phipps Land Owners' Corporation to John P. and Ella Santino, by deed dated July 28, 1962, and recorded in Volume 441 at Page 411, of the West Haven Land Records; by the Lake Phipps Land Owners' Corporation to the City of West Haven, by deed dated September 28, 1967, and recorded in Volume 504 at Page 691 of the West Haven Land Records, as revised by deed dated October 14, 1977, and recorded in Volume 611 at Page 507 of the West Haven Land Records; by the Lake Phipps Land Owners' Corporation to Norman R. Shortsleeves, by deed dated September 18, 1969, and recorded in Volume 514 at Page 118 of the West Haven Land Records; by the Lake Phipps Land Owners' Corporation to Norman R. Shortsleeves, by deed dated July 22, 1975, and recorded in Volume 582 at Page 364 of the West Haven Land Records; by the Lake Phipps Land Owners' Corporation to John W.

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Hodgdon and Bruce Sweeney, by deed dated October 14, 1977, and recorded in Volume 611 at Page 511 of the West Haven Land Records; as revised by deed dated May 18, 1978, and recorded in Volume 619 at Page 509 of the West Haven Land Records; the above-described three parcels additionally being shown as Parcels 75 and 78 on the West Haven Tax Assessor's Map D-8; and so much of Parcel 95 of the West Haven Tax Assessor's Map D-8 as encompasses the dam structure along the Northerly face of Upper Lake Phipps, as same is described in the aforementioned deed of the Lake Phipps Land Owners' Corporation to John W. Hodgdon and Bruce Sweeney dated May 18, 1978, in the West Haven Land Records;

PARCEL 6

A parcel located on Phipps Drive in the City and Town of West Haven and described in a deed from Harriett E. Ihne to the Lake Phipps Land Owners' Corporation dated June 27, 1978, and recorded in Volume 621 at Page 516 of the West Haven Land Records, said parcel being identified as lying westerly of Lot 23 in Block 9 as shown on a map entitled "Layout of the Lake Phipps Estates, Office 341 State Street, New Haven, Conn., May 1927, John E. Lynch, Civil Engineer and Surveyor, West Haven, Conn. revised June 1932", said premises being bounded:

West by land of Lake Phipps Land Owners' Corporation, 12 feet, more or less;

North by Phipps Drive, 12 feet, more or less;

East by land of the grantor, 20 feet, more or less; said line being parallel with and 10 feet perpendicularly distant easterly of the above described west bound;

South by Lake Phipps, 10 feet, more or less;

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The aforesaid parcel being additionally shown as Parcel 79A on the West Haven Tax Assessor's Map D-8;

PARCEL 7

A parcel located on Shady Lane in West Haven and described in a deed from Regina Morris, Trustee, to the Lake Phipps Land Owners' Corporation dated April 19, 1957, and described more particularly as Lots 4 and 5 in Block 8 on a map entitled "Layout of the Lake Phipps Estates, Office 341 State Street, New Haven, Conn.," Scale 1 in. equals 100 ft., May 1927, revised June 1932, J. F. Lynch, Civil Engineer, said lots being bounded as follows:

East by a Right of Way as shown on said map;

South by Lot 6 in said block on said map;

West by the waters of Lake Phipps;

North by Lot 3 in said block on said map.

Said parcel being additionally described as Parcel 49 on the West Haven Tax Assessor's Map D-8.

THE DAM STRUCTURE

A dam structure located on Main Street, City of West Haven, described by deed from Regina Morris, Trustee, to the Lake Phipps Land Owners' Corporation, dated April 19, 1957, and recorded in Volume 391 on Page 391 of the West Haven Land Records, said structure being additionally shown as Parcel 151 of the West Haven Tax Assessor's Map D-8; and the lake bottom of the aforementioned so-called Upper Lake Phipps, described by deed from Regina Morris, Trustee, to the Lake Phipps Land Owners' Corporation, said deed dated April 19, 1957, and recorded in Volume 391 at Page 391 of the West Haven Land Records;



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(b) The State Properties Review Board shall complete its review of the conveyance of said land not later than thirty days after it receives a proposed deed from the Department of Environmental Protection. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section. The Commissioner of Environmental Protection shall have the responsibility for all other incidents of such conveyance.

Sec. 12. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Transportation shall convey to the city of New Haven a parcel of land located in the city of New Haven, at a cost equal to the administrative costs of making such conveyance, including legal fees. Said parcel of land has an area of approximately 2.7 acres and is identified on a map entitled "Portions of State Highways Required for Development of 100 College Street (Phase 1 of Downtown Crossing), Project no. 2006654.S20 March 1, 2010". The conveyance shall be subject to the approval of the State Properties Review Board.

(b) The city of New Haven shall use said parcel of land for traffic mitigation purposes. If the city of New Haven:

- (1) Does not use said parcel for said purposes;
- (2) Does not retain ownership of all of said parcel; or
- (3) Leases all or any portion of said parcel,

the parcel shall revert to the state of Connecticut.

(c) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of

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said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section, which deed or instrument shall include provisions to carry out the purposes of subsection (b) of this section. The Commissioner of Transportation shall have the sole responsibility for all other incidents of such conveyance.

Sec. 13. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Environmental Protection shall lease to the town of Burlington a parcel of land located in the town of Burlington, for a term of five years at a cost equal to the administrative costs of entering into such lease. Said parcel of land has an area of approximately 14.19 acres and is a portion of lot 1 on Burlington Tax Assessor's Map 3-8. The lease shall be subject to the approval of the State Properties Review Board.

(b) The town of Burlington shall use said parcel of land for recreational purposes. If the town of Burlington:

- (1) Does not use said parcel for said purposes; or
- (2) Subleases all or any portion of said parcel,

the parcel shall revert to the state of Connecticut.

(c) The State Properties Review Board shall complete its review of the lease of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Environmental Protection. The land shall remain under the care and control of said department until a lease is entered into in accordance with the provisions of this section. The Commissioner of Environmental Protection shall have the sole responsibility for all other incidents of such lease.

Sec. 14. (*Effective from passage*) (a) Notwithstanding any provision of

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the general statutes, the Commissioner of Transportation shall convey to the town of Simsbury two parcels of land located in the town of Simsbury, for the fair market value of said parcels, as determined by the average of the appraisals of two independent appraisers selected by said commissioner. Said parcels of land have an area of approximately 3.59 acres, and may only consist of land (1) deemed excess by the Department of Transportation, and (2) the conveyance of which will not break the continuity of the existing land banked rail line. Said parcels are identified as "Leased to Town of Simsbury" bordering Mall Way Road on Simsbury Town Assessor's Map G-10, "Leased to Town of Simsbury State of Connecticut", west of Iron Horse Boulevard on Simsbury Town Assessor's Map H-10 and constituting Department of Transportation Rail File #128-7001-MISC-629. The conveyance shall be subject to the approval of the State Properties Review Board.

(b) The State Properties Review Board shall complete its review of the conveyance of said parcels of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section. The Commissioner of Transportation shall have the sole responsibility for all other incidents of such conveyance.

Sec. 15. (*Effective from passage*) Notwithstanding any provision of the general statutes, if the Commissioner of Mental Health and Addiction Services informs the Office of Policy and Management in writing that a parcel of land identified as Lot 12-010 bordering Russell Road on Newington Town Tax Assessor's Map NE 594 in Newington and containing the Cedar Ridge facility which is the psychiatric division of Cedarcrest Hospital, or any portion of said parcel, is surplus land and

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no longer needed by said department, the Secretary of the Office of Policy and Management and the Commissioners of Environmental Protection and Public Works shall develop a plan to preserve approximately ten acres of said parcel as open space. Such ten-acre parcel is identified as Cedar Crest Hospital Preserve on a map entitled "Newington Cedar Crest Preserve, Map printed May 2010 created by Town of Newington Dept. of IT GIS Services, 131 Cedar St. Newington, CT." Such plan shall include permitting the town of Newington to use such ten acres for passive recreation.

Sec. 16. (*Effective from passage*) (a) Notwithstanding any provision of the general statutes, the Commissioner of Economic and Community Development shall convey to the city of New Haven a parcel of land located in the city of New Haven, at a cost equal to the fair market value of said parcel, as determined by the average of the appraisals of two independent appraisers selected by said commissioner. Said parcel of land has an area of approximately .52 acres and is identified as a parcel situated on the east side of Ashmun Street in New Haven, containing 22,587 square feet, and is further described as commencing at a point in the easterly line of Ashmun Street, said point being the southwesterly corner of the within described parcel, the same being located 273.44 feet southerly from the intersection of the southerly line of Henry Street with the easterly line of Ashmun Street when measured along the easterly line of Ashmun Street, then running along the following six courses: north 78 degrees 54' 44" east 49.69 feet; south 11 degrees 20' 36" east 47.64 feet; north 78 degrees 26' 44" east 56.85 feet; south 11 degrees 13' 16" east 96.77 feet; north 78 degrees 46' 44" east 15.60 feet; south 11 degrees 13' 16" east 86.44 feet to a point in the northerly line of land now or formerly of the city of New Haven; then running south 83 degrees 20' 44" west along the northerly line of land now or formerly of the city of New Haven 122.18 feet to the point of commencement. The conveyance shall be subject to the approval of the State Properties Review Board.

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(b) Notwithstanding a certain restriction in a deed recorded in volume 5528 page 127 of the New Haven Land Records requiring said parcel to be used for low and moderate income housing only, said parcel may be used for other than low and moderate income housing purposes and said restriction is released and relinquished and shall have no further force and effect.

(c) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Economic and Community Development. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section. The Commissioner of Economic and Community Development shall have the sole responsibility for all other incidents of such conveyance.

Sec. 17. Section 28 of special act 07-11, as amended by section 1 of public act 09-4 of the September special session, is amended to read as follows (*Effective from passage*):

(a) Notwithstanding any provision of the general statutes, the Commissioner of Transportation shall convey to the city of New Britain a parcel of land located in the city of New Britain, for [the fair market value of said parcel plus] the administrative costs of making such conveyance. Said parcel of land has an area of approximately 0.06 acre and is identified as Lot 146 on city of New Britain Tax Assessor's Map 394. The conveyance shall be subject to the approval of the State Properties Review Board.

(b) The city of New Britain shall use said parcel of land for economic development purposes. If the city of New Britain:

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- (1) Does not use said parcel for said purposes;
- (2) Does not retain ownership of all of said parcel; or
- (3) Leases all or any portion of said parcel,

the parcel shall revert to the state of Connecticut.

~~[(b)]~~ (c) The State Properties Review Board shall complete its review of the conveyance of said parcel of land not later than thirty days after it receives a proposed agreement from the Department of Transportation. The land shall remain under the care and control of said department until a conveyance is made in accordance with the provisions of this section. The State Treasurer shall execute and deliver any deed or instrument necessary for a conveyance under this section, which deed or instrument shall include provisions to carry out the purposes of subsection (b) of this section. The Commissioner of Transportation shall have the sole responsibility for all other incidents of such conveyance.

Sec. 18. Subdivision (4) of subsection (a) of section 9 of public act 10-75 is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to income years commencing on or after January 1, 2010*):

(4) "New qualifying employee" means a person [with a disability, as defined in section 17b-650 of the general statutes,] who (A) is receiving vocational rehabilitation services from the Bureau of Rehabilitation Services within the Department of Social Services or from the Board of Education and Services for the Blind, and (B) is hired by the employer to fill a new job after [the effective date of this section] May 6, 2010, during the employer's income years commencing on or after January 1, 2010. A new qualifying employee does not include a person [with a disability] receiving vocational rehabilitation services pursuant to subparagraph (A) of this subdivision and who was employed in this state by a related person with respect to the employer during the prior

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twelve months;

Sec. 19. Section 8-395 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(a) As used in this section, (1) "business firm" means any business entity authorized to do business in the state and subject to the corporation business tax imposed under chapter 208, or any company subject to a tax imposed under chapter 207, or any air carrier subject to the air carriers tax imposed under chapter 209, or any railroad company subject to the railroad companies tax imposed under chapter 210, or any regulated telecommunications service, express, telegraph, cable, or community antenna television company subject to the regulated telecommunications service, express, telegraph, cable, and community antenna television companies tax imposed under chapter 211, or any utility company subject to the utility companies tax imposed under chapter 212, and (2) "nonprofit corporation" means a nonprofit corporation incorporated pursuant to chapter 602 or any predecessor statutes thereto, having as one of its purposes the construction, rehabilitation, ownership or operation of housing and having articles of incorporation approved by the executive director of the Connecticut Housing Finance Authority in accordance with regulations adopted pursuant to section 8-79a or 8-84.

(b) The Commissioner of Revenue Services shall grant a credit against any tax due under the provisions of chapter 207, 208, 209, 210, 211 or 212 in an amount equal to the amount specified by the Connecticut Housing Finance Authority in any tax credit voucher issued by said authority pursuant to subsection (c) of this section.

(c) The Connecticut Housing Finance Authority shall administer a system of tax credit vouchers within the resources, requirements and purposes of this section, for business firms making cash contributions to housing programs developed, sponsored or managed by a nonprofit

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corporation, as defined in subsection (a) of this section, which benefit low and moderate income persons or families which have been approved prior to the date of any such cash contribution by the authority. Such vouchers may be used as a credit against any of the taxes to which such business firm is subject and which are enumerated in subsection (b) of this section. For income years commencing on or after January 1, 1998, to be eligible for approval a housing program shall be scheduled for completion not more than three years from the date of approval. Each program shall submit to the authority quarterly progress reports and a final report upon completion, in a manner and form prescribed by the authority. If a program fails to be completed after three years, or at any time the authority determines that a program is unlikely to be completed, the authority may reclaim any remaining funds contributed by business firms and reallocate such funds to another eligible program.

(d) No business firm shall receive a credit pursuant to both this section and chapter 228a in relation to the same cash contribution.

(e) Nothing in this section shall be construed to prevent two or more business firms from participating jointly in one or more programs under the provisions of this section. Such joint programs shall be submitted, and acted upon, as a single program by the business firms involved.

(f) No tax credit shall be granted to any business firm for any individual amount contributed of less than two hundred fifty dollars.

(g) Any tax credit not used in the period during which the cash contribution was made may be carried forward or backward for the five immediately succeeding or preceding income years until the full credit has been allowed.

(h) In no event shall the total amount of all tax credits allowed to all



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business firms pursuant to the provisions of this section exceed ten million dollars in any one fiscal year, provided, [until November first of] each year until the date sixty days after the date the Connecticut Housing Finance Authority publishes the list of housing programs that will receive tax credit reservations, two million dollars of the total amount of all tax credits under this section shall be set aside for the Supportive Housing Pilots Initiative, [or] the Next Steps Initiative established pursuant to section 17a-485c or any other supportive housing initiative, and one million dollars of the total amount of all tax credits under this section shall be set aside for workforce housing, as defined by the Connecticut Housing Finance Authority through written procedures adopted pursuant to subsection (k) of this section. [On or after November first of each year] Each year, on or after the date sixty days after the date the Connecticut Housing Finance Authority publishes the list of housing programs that will receive tax credit reservations, any unused portion of such tax credits shall become available for any housing program eligible for tax credits pursuant to this section.

(i) No organization conducting a housing program or programs eligible for funding with respect to which tax credits may be allowed under this section shall be allowed to receive an aggregate amount of such funding for any such program or programs in excess of five hundred thousand dollars for any fiscal year.

(j) Nothing in this section shall be construed to prevent a business firm from making any cash contribution to a housing program to which tax credits may be applied which cash contribution may result in the business firm having a limited equity interest in the program.

(k) The Connecticut Housing Finance Authority, with the approval of the Commissioner of Revenue Services, shall adopt written procedures in accordance with section 1-121 to implement the provisions of this section. Such procedures shall include provisions for

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issuing tax credit vouchers for cash contributions to housing programs based on a system of ranking housing programs. In establishing such ranking system, the authority shall consider the following: (1) The readiness of the project to be built; (2) use of the funds to build or rehabilitate a specific housing project or to capitalize a revolving loan fund providing low-cost loans for housing construction, repair or rehabilitation to benefit persons of very low, low and moderate income; (3) the extent the project will benefit families at or below twenty-five per cent of the area median income and families with incomes between twenty-five per cent and fifty per cent of the area median income, as defined by the United States Department of Housing and Urban Development; (4) evidence of the general administrative capability of the nonprofit corporation to build or rehabilitate housing; (5) evidence that any funds received by the nonprofit corporation for which a voucher was issued were used to accomplish the goals set forth in the application; and (6) with respect to any income year commencing on or after January 1, 1998: (A) Use of the funds to provide housing opportunities in urban areas and the impact of such funds on neighborhood revitalization; and (B) the extent to which tax credit funds are leveraged by other funds.

(l) Vouchers issued or reserved by the Department of Housing under the provisions of this section prior to July 1, 1995, shall be valid on and after July 1, 1995, to the same extent as they would be valid under the provisions of this section in effect on June 30, 1995.

(m) The credit which is sought by the business firm shall first be claimed on the tax return for such business firm's income year during which the cash contribution to which the tax credit voucher relates was paid.

Sec. 20. (*Effective from passage*) There is established a temporary high risk pool program in the state in accordance with the Patient Protection and Affordable Care Act, P.L. 111-148. The Health Reinsurance

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Association, as established under section 38a-556 of the general statutes, may enter into contracts with the United States Department of Health and Human Services, federal or state agencies, including the Department of Social Services, or other federal or state authorities to perform administrative services in connection with such temporary high risk pool. Such temporary high risk pool shall be separate from any other health care plan or pool offered or administered by the Health Reinsurance Association.

Sec. 21. (NEW) (*Effective from passage*) The Commissioner of Social Services, in consultation with the Commissioner of Public Health, shall take such action as necessary to meet the qualification criteria established pursuant to Section 4201 of the American Recovery and Reinvestment Act of 2009, P.L. 111-5 to obtain (1) matching funds for the Department of Social Services' administrative planning activities related to health information technology; and (2) incentive payments for hospitals and eligible professionals who are meaningful electronic health record users as described in said act. The Commissioner of Social Services shall disburse any federal incentive funds for hospitals and eligible professionals that the commissioner receives pursuant to this section to each hospital and eligible professional.

Sec. 22. (*Effective from passage*) On or before January 1, 2011, the Commissioner of Social Services may evaluate the election of optional home and community-based services under the Medicaid plan that are available pursuant to the Patient Protection and Affordable Care Act, P.L. 111-148 and will allow the state to qualify for an enhanced federal medical assistance percentage.

Sec. 23. (*Effective from passage*) (a) In accordance with the provisions of subsection (g) of section 17b-192 of the general statutes, as amended by section 23 of public act 10-3, upon federal approval of a Medicaid state plan amendment, the funds appropriated to the state administered general assistance account for medical assistance for the

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fiscal year ending June 30, 2010, may be deemed appropriated to the Medicaid account in order to maximize federal revenue.

(b) Funds recouped from medical providers during the fiscal year ending June 30, 2011, due to the conversion of the state administered general assistance medical program to Medicaid, may be eligible for expenditure under the Medicaid program for said fiscal year.

Sec. 24. (NEW) (*Effective from passage*) The Commissioner of Social Services shall, subject to federal approval, administer coverage under the Medicaid program for low-income adults in accordance with Section 1902(a)(10)(A)(i)(VIII) of the Social Security Act. To the extent permitted under federal law, eligibility for individuals covered pursuant to this section shall be based on the rules used to determine eligibility for the State Administered General Assistance medical assistance program, including, but not limited to, the use of medically needy income limits, a one-hundred-fifty-dollars-per-month employment deduction and a three-month extension of assistance for individuals who become ineligible solely due to an increase in earnings. The commissioner shall implement the provisions of this section while in the process of adopting necessary policies and procedures in regulation form in accordance with section 17b-10 of the general statutes.

Sec. 25. Section 17b-227 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

All bills for [support of inmates in state hospitals for mental illness shall] services provided to Medicaid recipients by state humane institutions, as defined in section 17b-222, may be paid [to the Commissioner of Administrative Services, who shall keep an account of the same and turn over the amount received in payment thereof to the State Treasurer] by the Commissioner of Social Services to the state agency that provided the services or oversees the operation of the

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institution that provided the services.

Sec. 26. Subsection (f) of section 17b-292 of the 2010 supplement to the general statutes, as amended by section 62 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(f) The commissioner shall implement presumptive eligibility for children applying for Medicaid and may, if cost effective, implement presumptive eligibility for children in families with income under three hundred per cent of the federal poverty level applying for the HUSKY Plan, Part B. Such presumptive eligibility determinations shall be in accordance with applicable federal law and regulations. The commissioner shall adopt regulations, in accordance with chapter 54, to establish standards and procedures for the designation of organizations as qualified entities to grant presumptive eligibility. Qualified entities shall ensure that, at the time a presumptive eligibility determination is made, a completed application for [Medicaid] benefits is submitted to the department for a full eligibility determination. In establishing such standards and procedures, the commissioner shall ensure the representation of state-wide and local organizations that provide services to children of all ages in each region of the state.

Sec. 27. (NEW) (*Effective July 1, 2010*) (a) Notwithstanding the provisions of subsection (b) of section 32-1m of the general statutes, on or before January 1, 2011, and every three years thereafter, the Commissioner of Economic and Community Development, in consultation with the Commissioner of Revenue Services, shall prepare a report with regard to any tax credit or abatement program enacted for the purpose of recruitment or retention of businesses. The report shall include, but need not be limited to:

(1) A baseline assessment of the tax credit and abatement programs enacted to encourage business growth in the state, including the

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number of aggregate jobs associated with taxpayers eligible for such tax credits or abatements and the aggregate annual revenue that such taxpayers generate for the state through the direct taxes applied to them and through their support of the state's economy through employment and other activities;

(2) A listing, by program, of the amount of tax credits and abatements approved by the state during the preceding calendar year;

(3) A summary and evaluation of all tax credit programs administered by the Department of Economic and Community Development. Such summary and evaluation shall include, but need not be limited to, for each tax credit program: (A) An assessment of the intended statutory and programmatic goals of the tax credit; (B) the number of taxpayers granted tax credits under the program during the previous twelve-month period; (C) the value of the tax credits granted, listed by the North American Industrial Classification System code associated with the taxpayers receiving such credits; (D) the value of the tax credits actually claimed and the value of the tax credits carried forward, listed by the North American Industrial Classification System code associated with the taxpayers claiming or carrying forward the credits; (E) an assessment and five-year projection of the potential impact on the state's revenue stream from carry forwards allowed under such tax credit program; (F) an analysis of the economic impact of the tax credit program and whether the statutory and programmatic goals are being met, with obstacles to such goals identified, if possible; (G) the type and value of tax credits assigned and a summary by North American Industrial Classification System codes of taxpayers to which such credits are assigned; (H) a cost-benefit analysis of the revenue foregone by allowing a tax credit, as compared to the economic impact of such credit; (I) the cost to the state to administer the tax credit program, and a comparison between such cost and the net revenue generated to the state by each such program; (J) the average and

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aggregate administrative and compliance cost, to taxpayers, to comply with the requirements of the tax credit program; and (K) a recommendation as to whether the tax credit program should be continued, modified or repealed, the basis for such recommendation and the expected impact of such recommendation on the state's economy;

(4) (A) An assessment of the fairness, performance, burden, tax incidence and economic impact of the state's corporation business tax and taxes on domestic and foreign insurance companies pursuant to chapter 207 of the general statutes; (B) the cost to the state to administer the state's corporation business tax and taxes on domestic and foreign insurance companies pursuant to chapter 207 of the general statutes, and a comparison between such costs and the net revenue generated to the state by such taxes, and (C) the average and aggregate administrative and compliance costs to taxpayers associated with such taxes; and

(5) The methodology and assumptions used in carrying out the assessments, projections and analyses required pursuant to subdivisions (1), (3) and (4) of this subsection.

(b) The Commissioner of Economic and Community Development shall submit the reports required pursuant to this section, in accordance with section 11-4a of the general statutes, to the Governor, the Secretary of the Office of Policy and Management, and to the joint standing committees of the General Assembly having cognizance of matters relating to appropriations, finance and commerce.

Sec. 28. Section 46b-120 of the 2010 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The terms used in this chapter shall, in its interpretation and in the

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interpretation of other statutes, be defined as follows:

(1) "Child" means any person under [sixteen] eighteen years of age who has not been legally emancipated, except that (A) for purposes of delinquency matters and proceedings, "child" means any person (i) under seventeen years of age who has not been legally emancipated, or (ii) seventeen years of age or older who, prior to attaining seventeen years of age, has committed a delinquent act [and] or, subsequent to attaining seventeen years of age, (I) violates any order of the Superior Court or any condition of probation ordered by the Superior Court with respect to [such] a delinquency proceeding, or (II) wilfully fails to appear in response to a summons under section 46b-133 [with respect to such delinquency proceeding] or at any other court hearing in a delinquency proceeding of which the child had notice, and (B) for purposes of family with service needs matters and proceedings, child means a person under seventeen years of age;

(2) (A) "Youth" means any person sixteen or seventeen years of age who has not been legally emancipated, and (B) "youth in crisis" means any person seventeen years of age who has not been legally emancipated and who, within the last two years, (i) has without just cause run away from the parental home or other properly authorized and lawful place of abode, (ii) is beyond the control of the youth's parents, guardian or other custodian, or (iii) has four unexcused absences from school in any one month or ten unexcused absences in any school year;

(3) "Abused" means that a child or youth (A) has been inflicted with physical injury or injuries other than by accidental means, (B) has injuries that are at variance with the history given of them, or (C) is in a condition that is the result of maltreatment, including, but not limited to, malnutrition, sexual molestation or exploitation, deprivation of necessities, emotional maltreatment or cruel punishment;



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(4) A child may be found "mentally deficient" who, by reason of a deficiency of intelligence that has existed from birth or from early age, requires, or will require, for such child's protection or for the protection of others, special care, supervision and control;

(5) (A) A child may be convicted as "delinquent" who has, [(i)] while under sixteen years of age, (i) violated any federal or state law, except section 53a-172 or 53a-173, or violated a municipal or local ordinance, except an ordinance regulating behavior of a child in a family with service needs, (ii) wilfully failed to appear in response to a summons under section 46b-133 or at any other court hearing in a delinquency proceeding of which the child had notice, (iii) violated any order of the Superior Court in a delinquency proceeding, except as provided in section 46b-148, or (iv) violated conditions of probation in a delinquency proceeding as ordered by the court;

(B) A child may be convicted as "delinquent" who has (i) while sixteen years of age, violated any federal or state law, other than (I) an infraction, (II) a violation, (III) a motor vehicle offense or violation [as defined in chapter 248, or] under title 14, (IV) a violation of a municipal or local ordinance, or (V) a violation of section 51-164r, 53a-172 or 53a-173, (ii) while sixteen years of age or older wilfully failed to appear in response to a summons under section 46b-133 or at any other court hearing in a delinquency proceeding of which the child had notice, (iii) while sixteen years of age or older, violated any order of the Superior Court in a delinquency proceeding, except as provided in section 46b-148, or (iv) while sixteen years of age or older, violated conditions of probation in a delinquency proceeding as ordered by the court;

(6) A child or youth may be found "dependent" whose home is a suitable one for the child or youth, except for the financial inability of the child's or youth's parents, parent or guardian, or other person maintaining such home, to provide the specialized care the condition

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of the child or youth requires;

(7) "Family with service needs" means a family that includes a child [or a youth sixteen] under seventeen years of age who (A) has without just cause run away from the parental home or other properly authorized and lawful place of abode, (B) is beyond the control of the child's or youth's parent, parents, guardian or other custodian, (C) has engaged in indecent or immoral conduct, (D) is a truant or habitual truant or who, while in school, has been continuously and overtly defiant of school rules and regulations, or (E) is thirteen years of age or older and has engaged in sexual intercourse with another person and such other person is thirteen years of age or older and not more than two years older or younger than such child or youth;

(8) A child or youth may be found "neglected" who (A) has been abandoned, (B) is being denied proper care and attention, physically, educationally, emotionally or morally, (C) is being permitted to live under conditions, circumstances or associations injurious to the well-being of the child or youth, or (D) has been abused;

(9) A child or youth may be found "uncared for" who is homeless or whose home cannot provide the specialized care that the physical, emotional or mental condition of the child or youth requires. For the purposes of this section, the treatment of any child or youth by an accredited Christian Science practitioner, in lieu of treatment by a licensed practitioner of the healing arts, shall not of itself constitute neglect or maltreatment;

(10) "Delinquent act" means (A) the violation by a child under the age of sixteen of any federal or state law, except the violation of section 53a-172 or 53a-173, or the violation of a municipal or local ordinance, except an ordinance regulating behavior of a child in a family with service needs, (B) the violation by a child sixteen years of age of any federal or state law, other than (i) an infraction, (ii) a violation, (iii) a

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motor vehicle offense or violation under [chapter 248, or] title 14, (iv) [a] the violation of a municipal or local ordinance, or (v) the violation of section 51-164r, 53a-172 or 53a-173, (C) the wilful failure of a child, including a child who has attained the age of seventeen or older, to appear in response to a summons under section 46b-133 or at any other court hearing in a delinquency proceeding of which the child has notice, (D) the violation of any order of the Superior Court in a delinquency proceeding by a child, including a child who has attained the age of seventeen or older, except as provided in section 46b-148, or (E) the violation of conditions of probation in a delinquency proceeding by a child, including a child who has attained the age of seventeen or older, as ordered by the court;

(11) "Serious juvenile offense" means (A) the violation of, including attempt or conspiracy to violate, [(i)] section 21a-277, 21a-278, 29-33, 29-34, 29-35, subdivision (2) or (3) of subsection (a) of section 53-21, 53-80a, 53-202b, 53-202c, 53-390 to 53-392, inclusive, 53a-54a to [53a-56a] 53a-57, inclusive, 53a-59 to 53a-60c, inclusive, 53a-70 to 53a-71, inclusive, 53a-72b, 53a-86, 53a-92 to 53a-94a, inclusive, 53a-95, 53a-101, 53a-102a, 53a-103a or 53a-111 to 53a-113, inclusive, subdivision (1) of subsection (a) of section 53a-122, subdivision (3) of subsection (a) of section 53a-123, section 53a-134, 53a-135, 53a-136a [, 53a-166] or 53a-167c, subsection (a) of section 53a-174, or section 53a-196a, 53a-211, 53a-212, 53a-216 or 53a-217b, [by a child, or (ii) section 53a-56b or 53a-57 by a child under sixteen years of age,] or (B) running away, without just cause, from any secure placement other than home while referred as a delinquent child to the Court Support Services Division or committed as a delinquent child to the Commissioner of Children and Families for a serious juvenile offense;

(12) "Serious juvenile offender" means any child convicted as delinquent for the commission of a serious juvenile offense;

(13) "Serious juvenile repeat offender" means any child charged

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with the commission of any felony if such child has previously been convicted as delinquent or otherwise convicted at any age for two violations of any provision of title 21a, 29, 53 or 53a that is designated as a felony;

(14) "Alcohol-dependent" means a psychoactive substance dependence on alcohol as that condition is defined in the most recent edition of the American Psychiatric Association's "Diagnostic and Statistical Manual of Mental Disorders"; and

(15) "Drug-dependent" means a psychoactive substance dependence on drugs as that condition is defined in the most recent edition of the American Psychiatric Association's "Diagnostic and Statistical Manual of Mental Disorders". No child shall be classified as drug-dependent who is dependent (A) upon a morphine-type substance as an incident to current medical treatment of a demonstrable physical disorder other than drug dependence, or (B) upon amphetamine-type, ataractic, barbiturate-type, hallucinogenic or other stimulant and depressant substances as an incident to current medical treatment of a demonstrable physical or psychological disorder, or both, other than drug dependence.

Sec. 29. Section 46b-124 of the general statutes is amended by adding subsection (k) as follows (*Effective July 1, 2010*):

(NEW) (k) Records of cases of juvenile matters involving delinquency proceedings, or any part thereof, containing information that a child has been convicted as delinquent for a violation of subdivision (e) of section 1-1h, subsection (c) of section 14-147, subsection (a) of section 14-215, section 14-222, subsection (b) of section 14-223, subsection (b) or (c) of section 14-224, section 30-88a or subsection (b) of section 30-89, shall be disclosed to the Department of Motor Vehicles for administrative use in determining whether administrative sanctions regarding such child's motor vehicle

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operator's license are warranted. Records disclosed pursuant to this subsection shall not be further disclosed.

Sec. 30. Section 46b-127 of the 2010 supplement to the general statutes is amended by adding subsection (f) as follows (*Effective July 1, 2010*):

(NEW) (f) Upon the motion of any party or upon the court's own motion, the case of any youth age sixteen, except a case that has been transferred to the regular criminal docket of the Superior Court pursuant to subsection (a) or (b) of this section, which is pending on the youthful offender docket, regular criminal docket of the Superior Court or any docket for the presentment of defendants in motor vehicle matters, where the youth is charged with committing any offense or violation for which a term of imprisonment may be imposed, other than a violation of section 14-227a or 14-227g, may, before trial or before the entry of a guilty plea, be transferred to the docket for juvenile matters if (1) the youth is alleged to have committed such offense or violation on or after January 1, 2010, and (2) after a hearing considering the facts and circumstances of the case and the prior history of the youth, the court determines that the programs and services available pursuant to a proceeding in the superior court for juvenile matters would more appropriately address the needs of the youth and that the youth and the community would be better served by treating the youth as a delinquent. Upon ordering such transfer, the court shall vacate any pleas entered in the matter and advise the youth of the youth's rights, and the youth shall (A) enter pleas on the docket for juvenile matters in the jurisdiction where the youth resides, and (B) be subject to prosecution as a delinquent child. The decision of the court concerning the transfer of a youth's case from the youthful offender docket, regular criminal docket of the Superior Court or any docket for the presentment of defendants in motor vehicle matters shall not be a final judgment for purposes of appeal.

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Sec. 31. Section 46b-137 of the 2010 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(a) Any admission, confession or statement, written or oral, made by a child under the age of sixteen to a police officer or Juvenile Court official shall be inadmissible in any proceeding concerning the alleged delinquency of the child making such admission, confession or statement unless made by such child in the presence of the child's parent or parents or guardian and after the parent or parents or guardian and child have been advised (1) of the child's right to retain counsel, or if unable to afford counsel, to have counsel appointed on the child's behalf, (2) of the child's right to refuse to make any statements, and (3) that any statements the child makes may be introduced into evidence against the child.

(b) Any admission, confession or statement, written or oral, made by a child sixteen years of age to a police officer or Juvenile Court official, except an admission, confession or statement, written or oral, made by a child sixteen years of age to a police officer in connection with a case transferred to the Juvenile Court from the youthful offender docket, regular criminal docket of the Superior Court or any docket for the presentment of defendants in motor vehicle matters, shall be inadmissible in any proceeding concerning the alleged delinquency of the child making such admission, confession or statement, unless (1) the police or Juvenile Court official has made reasonable efforts to contact a parent or guardian of the child, and (2) such child has been advised that (A) the child has the right to contact a parent or guardian and to have a parent or guardian present during any interview, (B) the child has the right to retain counsel or, if unable to afford counsel, to have counsel appointed on behalf of the child, (C) the child has the right to refuse to make any statement, and (D) any statement the child makes may be introduced into evidence against the

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child.

(c) The admissibility of any admission, confession or statement, written or oral, made by a child sixteen years of age to a police officer or Juvenile Court official, except an admission, confession or statement, written or oral, made by a child sixteen years of age to a police officer in connection with a case transferred to the Juvenile Court from the youthful offender docket, regular criminal docket of the Superior Court or any docket for the presentment of defendants in motor vehicle matters, shall be determined by considering the totality of the circumstances at the time of the making of such admission, confession or statement. When determining the admissibility of such admission, confession or statement, the court shall consider (1) the age, experience, education, background and intelligence of the child, (2) the capacity of the child to understand the advice concerning rights and warnings required under subdivision (2) of subsection (b) of this section, the nature of the privilege against self-incrimination under the United States and Connecticut Constitutions, and the consequences of waiving such rights and privilege, (3) the opportunity the child had to speak with a parent, guardian or some other suitable individual prior to or while making such admission, confession or statement, and (4) the circumstances surrounding the making of the admission, confession or statement, including, but not limited to, (A) when and where the admission, confession or statement was made, (B) the reasonableness of proceeding, or the need to proceed, without a parent or guardian present, and (C) the reasonableness of efforts by the police or Juvenile Court official to attempt to contact a parent or guardian.

(d) Any confession, admission or statement, written or oral, made by the parent or parents or guardian of the child or youth after the filing of a petition alleging such child or youth to be neglected, uncared-for or dependent, shall be inadmissible in any proceeding held upon such petition against the person making such admission or

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statement unless such person shall have been advised of the person's right to retain counsel, and that if the person is unable to afford counsel, counsel will be appointed to represent the person, that the person has a right to refuse to make any statement and that any statements the person makes may be introduced in evidence against the person.

Sec. 32. Section 17b-290 of the general statutes, as amended by section 61 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

As used in sections 17b-289 to 17b-303, inclusive, as amended by [this act] public act 10-179, and section 16 of public act 97-1 of the October 29 special session:

(1) "Applicant" means an individual over the age of eighteen years who is a natural or adoptive parent or a legal guardian; a caretaker relative, foster parent or stepparent with whom the child resides; or a noncustodial parent under order of a court or family support magistrate to provide health insurance, who applies for coverage under the HUSKY Plan, Part B on behalf of a child and shall include a child who is eighteen years of age or emancipated in accordance with the provisions of sections 46b-150 to 46b-150e, inclusive, and who is applying on his own behalf or on behalf of a minor dependent for coverage under such plan;

(2) "Child" means an individual under nineteen years of age;

(3) "Coinsurance" means the sharing of health care expenses by the insured and an insurer in a specified ratio;

(4) "Commissioner" means the Commissioner of Social Services;

(5) "Copayment" means a payment made on behalf of an enrollee for a specified service under the HUSKY Plan, Part B;



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(6) "Cost sharing" means arrangements made on behalf of an enrollee whereby an applicant pays a portion of the cost of health services, sharing costs with the state and includes copayments, premiums, deductibles and coinsurance;

(7) "Deductible" means the amount of out-of-pocket expenses that would be paid for health services on behalf of an enrollee before becoming payable by the insurer;

(8) "Department" means the Department of Social Services;

(9) "Durable medical equipment" means durable medical equipment, as defined in Section 1395x(n) of the Social Security Act;

(10) "Eligible beneficiary" means a child who meets the requirements specified in section 17b-292, as amended by [this act] public act 10-179 and this act, except a child excluded under the provisions of Subtitle J of Public Law 105-33 or a child of any municipal employee eligible for employer-sponsored insurance on or after October 30, 1997, provided a child of such a municipal employee may be eligible for coverage under the HUSKY Plan, Part B if dependent coverage was terminated due to an extreme economic hardship on the part of the employee, as determined by the commissioner;

(11) "Enrollee" means an eligible beneficiary who receives services under the HUSKY Plan, Part B;

(12) "Family" means any combination of the following: (A) An individual; (B) the individual's spouse; (C) any child of the individual or such spouse; or (D) the legal guardian of any such child if the guardian resides with the child;

(13) "HUSKY Plan, Part A" means assistance provided to children, caretaker relatives and pregnant women pursuant to section 17b-261,

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as amended by [this act] public act 10-179, or 17b-277, as amended by [this act] public act 10-179;

(14) "HUSKY Plan, Part B" means the health insurance plan for children established pursuant to the provisions of sections 17b-289 to 17b-303, inclusive, as amended by [this act] public act 10-179, and section 16 of public act 97-1 of the October 29 special session;

(15) "HUSKY Plus programs" means two supplemental health insurance programs established pursuant to section 33 of this act for medically eligible enrollees of the HUSKY Plan, Part B whose medical needs cannot be accommodated within the basic benefit package offered to enrollees. One program shall supplement coverage for those medically eligible enrollees with intensive physical health needs and the other program shall supplement coverage for those medically eligible enrollees with intensive behavioral health needs;

[(15)] (16) "Income" means income as calculated in the same manner as under the Medicaid program pursuant to section 17b-261, as amended by [this act] public act 10-179;

[(16)] (17) "Parent" means a natural parent, stepparent, adoptive parent, guardian or custodian of a child;

[(17)] (18) "Premium" means any required payment made by an individual to offset or pay in full the cost under the HUSKY Plan, Part B;

[(18)] (19) "Preventive care and services" means: (A) Child preventive care, including periodic and interperiodic well-child visits, routine immunizations, health screenings and routine laboratory tests; (B) prenatal care, including care of all complications of pregnancy; (C) care of newborn infants, including attendance at high-risk deliveries and normal newborn care; (D) WIC evaluations; (E) child abuse assessment required under sections 17a-106a and 46b-129a; (F)

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preventive dental care for children; and (G) periodicity schedules and reporting based on the standards specified by the American Academy of Pediatrics;

[(19)] (20) "Primary and preventive health care services" means the services of licensed physicians, optometrists, nurses, nurse practitioners, midwives and other related health care professionals which are provided on an outpatient basis, including routine well-child visits, diagnosis and treatment of illness and injury, laboratory tests, diagnostic x-rays, prescription drugs, radiation therapy, chemotherapy, hemodialysis, emergency room services, and outpatient alcohol and substance abuse services, as defined by the commissioner;

[(20)] (21) "Qualified entity" means any entity: (A) Eligible for payments under a state plan approved under Medicaid and which provides medical services under the HUSKY Plan, Part A, or (B) that is a qualified entity, as defined in 42 USC 1396r-1a, as amended by Section 708 of Public Law 106-554 and that is determined by the commissioner to be capable of making the determination of eligibility. The commissioner shall provide qualified entities with such forms as are necessary for an application to be made on behalf of a child under the HUSKY Plan, Part A and information on how to assist parents, guardians and other persons in completing and filing such forms;

[(21)] (22) "WIC" means the federal Special Supplemental Food Program for Women, Infants and Children administered by the Department of Public Health pursuant to section 19a-59c.

Sec. 33 (NEW) (*Effective July 1, 2010*) (a) The commissioner shall, within available appropriations, establish two supplemental health insurance programs, to be known as HUSKY Plus programs, for enrollees of the subsidized portion of the HUSKY Plan, Part B with family incomes which do not exceed three hundred per cent of the federal poverty level, whose medical needs cannot be accommodated

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within the basic benefit package offered enrollees. One program shall supplement coverage for those medically eligible enrollees with intensive physical health needs and one shall supplement coverage for those medically eligible enrollees with intensive behavioral health needs.

(b) Within available appropriations, the commissioner shall contract with entities to administer and operate the HUSKY Plus program for medically eligible enrollees with intensive physical health needs. Such entities shall be the same entities that the Department of Public Health contracts with to administer and operate the program under Title V of the Social Security Act. The advisory committee established by the Department of Public Health for Title V of the Social Security Act shall be the steering committee for such program, except that such committee shall include representatives of the Departments of Social Services and Children and Families.

(c) Within available appropriations, the commissioner shall contract with one or more entities to operate the HUSKY Plus program for medically eligible enrollees with intensive behavioral health needs. The steering committee for such program shall be established by the commissioner, in consultation with the Commissioner of Children and Families. The steering committee shall include representatives of the Departments of Social Services and Children and Families.

(d) The acuity standards or diagnostic eligibility criteria, or both, the service benefits package and the provider network for the HUSKY Plus program for intensive physical health needs shall be consistent with that of Title V of the Social Security Act. Such service benefit package shall include powered wheelchairs.

(e) The steering committee for intensive behavioral health needs shall submit recommendations to the commissioner for acuity standards or diagnostic eligibility criteria, or both, for admission to the

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program for intensive behavioral health needs as well as a service benefits package. The criteria shall reflect the severity of psychiatric or substance abuse symptoms, the level of functional impairment secondary to symptoms and the intensity of service needs. The network of community-based providers in the program shall include the services generally provided by child guidance clinics, family service agencies, youth service bureaus and other community-based organizations.

(f) The commissioner shall adopt regulations, in accordance with chapter 54 of the general statutes, to establish a procedure for the appeal of a denial of coverage under any of the HUSKY Plus programs. Such regulations shall provide that (1) an appeal of a denial of coverage for a medically eligible enrollee with intensive physical health needs shall be taken to the steering committee for intensive physical health needs, (2) an appeal of a denial of coverage for a medically eligible enrollee with intensive behavioral health needs shall be taken to the steering committee for intensive behavioral health needs, and (3) a medically eligible enrollee with intensive physical or behavioral health needs may appeal the decision of any such steering committee to the commissioner.

(g) The commissioner shall contract for an external quality review of the HUSKY Plus programs. Not later than January 1, 1999, and annually thereafter, the commissioner shall submit a report to the Governor and the General Assembly on the HUSKY Plus programs which shall include an evaluation of the health outcomes and access to care for medically eligible enrollees in the HUSKY Plus programs.

(h) On and after the date on which any medically eligible enrollee begins receiving benefits under the HUSKY Plus programs, such enrollee shall not be eligible for services under Title V of the Social Security Act.

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(i) Not later than December 1, 1997, or not less than fifteen days before submission of the state children's health insurance plan to the joint standing committees of the General Assembly having cognizance of matters relating to human services, public health, insurance and appropriations and the budgets of state agencies, whichever is sooner, the commissioner shall submit to said joint standing committees of the General Assembly any part of the state children's health insurance plan that refers to the HUSKY Plus programs. Such submission shall address acuity standards and diagnostic eligibility criteria, the service benefit package and coordination between the HUSKY Plan, Part B and the HUSKY Plus programs and coordination with other state agencies. Within fifteen days of receipt of such submission, said joint standing committees of the General Assembly may advise the commissioner of their approval, denial or modifications, if any, of the submission. If the joint standing committees do not concur, the committee chairmen shall appoint a committee on conference which shall be comprised of three members from each joint standing committee. At least one member appointed from each committee shall be a member of the minority party. The report of the committee on conference shall be made to each committee, which shall vote to accept or reject the report. The report of the committee on conference may not be amended. If a joint standing committee rejects the report of the committee on conference, the submission shall be deemed approved. If the joint standing committees accept the report, the committee having cognizance of matters relating to appropriations and the budgets of state agencies shall advise the commissioner of their approval or modifications, if any, of the submission, provided if the committees do not act within fifteen days, the submission shall be deemed approved.

(j) The commissioner shall adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, to establish criteria and specify services for the HUSKY Plus programs. Such regulations shall state that the HUSKY Plus programs shall give priority in such

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programs to enrollees with family incomes at or below two hundred thirty-five per cent of the federal poverty level.

(k) As used in this section, "medically eligible enrollee" means any enrollee with special needs related to either physical or behavioral health who meets the acuity standards or diagnostic eligibility criteria adopted by the commissioner regarding the acuity, diagnosis, functional impairment and intensive service needs of the enrollee.

Sec. 34. Subsection (b) of section 12-202a of the general statutes, as amended by section 47 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(b) Notwithstanding the provisions of subsection (a) of this section, the tax shall not apply to:

(1) Any new or renewal contract or policy entered into with the state on or after July 1, 1997, to provide health care coverage to state employees, retirees and their dependents;

(2) Any subscriber charges received from the federal government to provide coverage for Medicare patients;

(3) Any subscriber charges received under a contract or policy entered into with the state to provide health care coverage to Medicaid recipients which charges are attributable to a period on or after January 1, 1998;

(4) Any new or renewal contract or policy entered into with the state on or after April 1, 1998, to provide health care coverage to eligible beneficiaries under the HUSKY Plan Part A, [or] HUSKY Part B, or the HUSKY Plus programs, each as defined in section 17b-290, as amended by this act;

(5) Any new or renewal contract or policy entered into with the state

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on or after April 1, 1998, to provide health care coverage to recipients of state-administered general assistance pursuant to section 17b-192;

(6) Any new or renewal contract or policy entered into with the state on or after February 1, 2000, to provide health care coverage to retired teachers, spouses or surviving spouses covered by plans offered by the state teachers' retirement system;

(7) Any new or renewal contract or policy entered into on or after July 1, 2001, to provide health care coverage to employees of a municipality and their dependents under a plan procured pursuant to section 5-259;

(8) Any new or renewal contract or policy entered into on or after July 1, 2001, to provide health care coverage to employees of nonprofit organizations and their dependents under a plan procured pursuant to section 5-259;

(9) Any new or renewal contract or policy entered into on or after July 1, 2003, to provide health care coverage to individuals eligible for a health coverage tax credit and their dependents under a plan procured pursuant to section 5-259;

(10) Any new or renewal contract or policy entered into on or after July 1, 2005, to provide health care coverage to employees of community action agencies and their dependents under a plan procured pursuant to section 5-259; or

(11) Any new or renewal contract or policy entered into on or after July 1, 2005, to provide health care coverage to retired members and their dependents under a plan procured pursuant to section 5-259.

Sec. 35. Section 9-158b of the general statutes is amended by adding subsection (c) as follows (*Effective from passage*):



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(NEW) (c) Each citizen of the United States born outside of the United States who is at least eighteen years of age, whose parent or guardian was a bona fide resident of a town in this state immediately prior to moving outside the United States, who is not registered to vote and is not voting in any other state or election district of a state or territory or in any territory or possession of the United States, who has a valid passport or card of identity and registration issued under the authority of the Secretary of State of the United States or alternative form of identification and who has not forfeited such citizen's electoral privileges because of a disfranchising crime, shall be eligible to vote pursuant to this section. Such citizen may vote in federal elections in the town in this state in which the citizen's parent or guardian formerly resided immediately prior to the parent's or guardian's departure from the United States, in the manner provided in sections 9-158c to 9-158m, inclusive.

Sec. 36. Subsection (b) of section 9-17 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Notwithstanding the provisions of subsection (a) of this section, the registrars of voters shall hold a limited session on the last week day before each regular election from nine o'clock a.m. to [twelve o'clock noon] five o'clock p.m. for the purpose of admitting only those persons whose qualifications as to age, citizenship or residence in the municipality were attained after the last session for the admission of electors prior to an election. The registrars shall enter the names of those electors admitted at such limited session on the proper list, with their residences by street and numbers. [, if any, before one o'clock p.m. of such last week day before the election.]

Sec. 37. Subsection (b) of section 9-140 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

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(b) A municipal clerk may transmit an application to a person under this subsection by facsimile machine or other electronic means, if so requested by the applicant. If a municipal clerk has a facsimile machine or other electronic means, an applicant may return a completed application to the clerk by such a machine or device, provided the applicant shall also mail the original of the completed application to the clerk, either separately or with the absentee ballot that is issued to the applicant. If the clerk does not receive such original application by the close of the polls on the day of the election, primary or referendum, the absentee ballot shall not be counted.

Sec. 38. Section 9-153e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

A member of the armed forces who is an elector or an applicant for admission as an elector, or the member's spouse or dependent if living where such member is stationed, may apply before a regular election for a blank absentee ballot to vote for all offices being contested at the election. The clerk shall make such ballots available for this purpose beginning not earlier than ninety days before the election. Application shall be made upon a form prescribed by the Secretary of the State or on the federal postcard application form provided pursuant to the Uniformed and Overseas Citizens Absentee Voting Act, 100 Stat. 924, 42 USC 1973ff et seq., as amended from time to time, or any other applicable law and shall be issued only if the applicant states that due to military contingencies the regular application procedure, as set forth in section 9-140, as amended by this act, cannot be followed. Upon receipt of the application, the municipal clerk shall issue the ballot either by mail or electronic means, as requested by the elector, which shall be prescribed and [printed] provided by the Secretary of the State, and a list of the offices to be voted upon indicating the number of individuals for which each elector may vote. As soon as a complete list of nominated candidates, including the party designations of such

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candidates, and questions is available, the clerk shall send such list to each applicant. If the list of candidates and questions is not available when the ballot is issued, the clerk shall include a statement indicating that such list shall be mailed as soon as it becomes available. The ballot shall permit the elector to vote by writing in the names of specific candidates and offices for which he is voting. The elector may also vote on the questions in a manner prescribed by the Secretary of the State. If such ballot is issued by electronic means, the clerk shall include a certification prescribed by the Secretary of the State that the elector shall be required to complete, sign and return with the completed ballot in order for such ballot to be counted. If the military contingency no longer exists, application for an additional ballot for all offices may be made pursuant to the provisions of section 9-153b.

Sec. 39. Section 9-153f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Notwithstanding the provisions of section 9-140, as amended by this act, any elector who is living, or expects to be living or traveling before and on election day, outside the territorial limits of the several states of the United States and the District of Columbia and any member of the armed forces who is an elector or an applicant for admission as an elector, or the member's spouse or dependent if living where such member is stationed, may apply for a blank absentee ballot to vote for all offices being contested at an election or primary. Application shall be made upon a form prescribed by the Secretary of the State or on the federal postcard application form provided pursuant to the Uniformed and Overseas Citizens Absentee Voting Act, 100 Stat. 924, 42 USC 1973ff et seq., as amended from time to time, or any other applicable law. The municipal clerk receiving such an application shall, as soon as a complete list of candidates and questions to be voted upon at such election or primary becomes available, issue the ballot either by mail or electronic means, as requested by the elector, which shall be the blank

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ballot prescribed and [printed] provided by the Secretary of the State under section 9-153e, as amended by this act. The clerk shall include with the ballot a complete list of the offices to be voted upon, the number of individuals for which each elector may vote, the candidates, and, in the case of an election, the party designation of each candidate and questions to be voted upon. If such ballot is issued by electronic means, the clerk shall include a certification prescribed by the Secretary of the State that the elector shall be required to complete, sign and return with the completed ballot in order for such ballot to be counted. If application for an absentee ballot is made at the time of availability of regular absentee ballots as provided in [said] section 9-140, as amended by this act, the provisions of [said] section 9-140, as amended by this act, shall prevail. [The] Except as otherwise provided in this section, the procedures governing the issuance of ballots under this section shall conform as nearly as may be to the procedures provided in [said] section 9-140, as amended by this act.

Sec. 40. Subsection (a) of section 4b-60 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be a State Commission on Capitol Preservation and Restoration to consist of twelve members to be appointed as follows: Two members shall be appointed by the Governor, two by the speaker of the House of Representatives, two by the president pro tempore of the Senate, one by the House minority leader, one by the Senate minority leader, two members of the Joint Committee on Legislative Management, one appointed by each of the chairmen of said committee, and one member of the Connecticut Commission on Culture and Tourism appointed by its chairman. The Commissioner of Public Works, or the commissioner's designee, shall be an ex-officio member of the commission and shall attend its meetings. Vacancies on the commission shall be filled by the original appointing authority for

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the unexpired portion of the term. The members shall serve without compensation for their services but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties. The commission shall meet at least quarterly, and more often on the call of the chairman or on the written request of a majority of the members. The commission may designate subcommittees to carry out its functions. Any member who fails to attend three consecutive meetings or fails to attend fifty per cent of all meetings held during any calendar year shall be deemed to have resigned.

Sec. 41. Subsection (a) of section 10-76i of the general statutes, as amended by section 1 of public act 10-175, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be an Advisory Council for Special Education which shall advise the General Assembly, State Board of Education and the Commissioner of Education, and which shall engage in such other activities as described in this section. On and after July 1, 2010, the advisory council shall consist of the following members: (1) [Eight] Nine appointed by the Commissioner of Education, (A) six of whom shall be (i) the parents of children with disabilities, provided such children are under the age of twenty-seven, or (ii) individuals with disabilities, (B) one of whom shall be an official of the Department of Education, [and] (C) one of whom shall be a state or local official responsible for carrying out activities under Subtitle B of Title VII of the McKinney-Vento Homeless Assistance Act, 42 USC 11431 et seq., as amended from time to time, and (D) one of whom shall be a representative of an institution of higher education in the state that prepares teacher and related services personnel; (2) one appointed by the Commissioner of Developmental Services who shall be an official of the department; (3) one appointed by the Commissioner of Children and Families who shall be an official of the department; (4) one appointed by the Commissioner of Correction who shall be an official

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of the department; (5) five who are members of the General Assembly who shall serve as nonvoting members of the advisory council, one appointed by the speaker of the House of Representatives, one appointed by the majority leader of the House of Representatives, one appointed by the minority leader of the House of Representatives, one appointed by the president pro tempore of the Senate and one appointed by the minority leader of the Senate; (6) one appointed by the president pro tempore of the Senate who shall be a [representative of an institution of higher education in the state that prepares special education and related services personnel] member of the Connecticut Speech-Language-Hearing Association; (7) one appointed by the majority leader of the Senate who shall be a public school teacher; (8) one appointed by the minority leader of the Senate who shall be a representative of a vocational, community or business organization concerned with the provision of transitional services to children with disabilities; (9) one appointed by the speaker of the House of Representatives who shall be a member of the Connecticut Council of Special Education Administrators and who is a local education official; (10) one appointed by the majority leader of the House of Representatives who shall be a representative of charter schools; (11) one appointed by the minority leader of the House of Representatives who shall be a member of the Connecticut Association of Private Special Education Facilities; (12) one appointed by the Chief Court Administrator of the Judicial Department who shall be an official of such department responsible for the provision of services to adjudicated children and youth; (13) seven appointed by the Governor, all of whom shall be (A) the parents of children with disabilities, provided such children are under the age of twenty-seven, or (B) individuals with disabilities; and (14) such other members as required by the Individuals with Disabilities Education Act, 20 USC 1400 et seq., as amended from time to time, appointed by the Commissioner of Education. Appointments made pursuant to the provisions of this section shall be representative of the ethnic and racial diversity of, and

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the types of disabilities found in, the state population. The terms of the members of the council serving on the effective date of this section shall expire on June 30, 2010. Appointments shall be made to the council by July 1, 2010. Members shall serve two-year terms, except that members appointed pursuant to subdivisions (1) to (3), inclusive, of this subsection whose terms commenced July 1, 2010, shall serve three-year terms and the successors to such members appointed pursuant to subdivisions (1) to (3), inclusive, of this subsection shall serve two-year terms.

Sec. 42. Section 16 of public act 10-75 is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(a) There is established a task force to study ways in which state agencies and departments can reduce or eliminate duplicative procedures and the amount of paper used and how, when practicable, technology can be employed to help in such reduction or elimination.

(b) The task force shall consist of twelve members, including the Commissioner of Administrative Services, the Chief Information Officer of the Department of Information Technology and the Secretary of the Office of Policy and Management, or their designees, and nine members who shall be corporate executives, economists, information technologists and represent any other interests deemed appropriate by the appointing authority: (1) Two members, one of whom may be a legislator, shall be appointed by the speaker of the House of Representatives; (2) two members shall be appointed by the president pro tempore of the Senate; (3) one member shall be appointed by the majority leader of the House of Representatives; (4) one member shall be appointed by the majority leader of the Senate; (5) one member shall be appointed by the minority leader of the House of Representatives; (6) one member shall be appointed by the minority leader of the Senate; and (7) one member shall be appointed by the Governor.

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(c) All appointments of task force members shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority.

(d) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the task force from among the members of the task force. Such chairpersons shall schedule the first meeting of the task force, which shall be held not later than sixty days after the effective date of this section.

(e) The members of the task force shall serve without compensation.

(f) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to government administration shall serve as administrative staff of the task force.

(g) Not later than February 1, 2011, the task force shall submit a report electronically on its findings and recommendations to the joint standing committees of the General Assembly having cognizance of matters relating to commerce and government administration, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 43. Section 42 of public act 10-179 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established a task force to study converting legislative documents from paper to electronic form. Such study shall examine the feasibility and available means of electronically producing documents, including, but not limited to, bills, amendments and calendars, currently produced by and for the General Assembly in paper form, taking into consideration the need to make such documents easily available to members and staff of the General Assembly, members of the public, state libraries and other interested parties, the need to protect the authenticity of and to preserve such



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documents and the cost of producing such documents electronically.

(b) The task force shall consist of the following members:

(1) The clerks of the House of Representatives and the Senate, or the clerks' designees;

(2) The State Librarian, or the State Librarian's designee;

(3) ~~[Four members]~~ One member of the Association of Connecticut Lobbyists, ~~[one each]~~ appointed by the majority leader of ~~[each legislative caucus]~~ the Senate;

(4) One member of the public, appointed by the majority leader of the House of Representatives;

(5) The minority leaders of the House of Representatives and the Senate, or their designees;

~~[(4)]~~ (6) The chairpersons of the Joint Committee on Legislative Management, or the chairpersons' designees;

~~[(5)]~~ (7) The Director of the legislative Office of Information Technology Services, or the director's designee;

~~[(6) The three supervising]~~ (8) Two committee [administrators] staff persons of the General Assembly, ~~[; and]~~ appointed by the chairpersons of the Joint Committee on Legislative Management;

~~[(7)]~~ (9) Up to two state agency liaisons appointed by the Secretary of the Office of Policy and Management;

(10) The director of the Legislative Commissioners' Office, or the director's designee;

(11) The Secretary of the State, or the Secretary's designee; and

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(12) The executive director of the Freedom of Information Commission, or the executive director's designee.

(c) All appointments to the task force shall be made not later than [June 1] July 15, 2010. Any vacancy shall be filled by the appointing authority.

(d) The chairpersons of the Joint Committee on Legislative Management [, or the chairpersons' designees,] shall [be] select the chairpersons of the task force from among the members of the task force. Such chairpersons of the task force shall schedule the first meeting of the task force, which shall be held not later than [July 1] August 15, 2010.

(e) The administrative staff of the Joint Committee on Legislative Management shall serve as administrative staff of the task force.

(f) Not later than December 1, 2010, the task force shall submit a report on its findings and recommendations, including recommendations for legislation, to the Joint Committee on Legislative Management, in accordance with the provisions of section 11-4a of the general statutes. The task force shall terminate on the date that it submits such report or January 1, 2011, whichever is later.

Sec. 44. Section 30 of public act 10-111 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established a task force to study and monitor the academic achievement gap between racial and socioeconomic groups in Connecticut by considering effective approaches to closing the achievement gap in elementary, middle and high schools. The task force shall consider, but not be limited to, the following: (1) Systematic education planning; (2) best practices in public education; (3) professional development for teachers; and (4) parental involvement in public education.

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(b) The task force shall consist of the following members:

(1) Two appointed by the speaker of the House of Representatives;

(2) Two appointed by the president pro tempore of the Senate;

(3) One appointed by the majority leader of the House of Representatives;

(4) One appointed by the majority leader of the Senate;

(5) One appointed by the minority leader of the House of Representatives;

(6) One appointed by the minority leader of the Senate; [and]

(7) One appointed by the Governor; and

[(7)] (8) The Commissioner of Education, or the commissioner's designee.

(c) Any member of the task force appointed under subdivision (1), (2), (3), (4), (5) or (6) of subsection (b) of this section may be a member of the General Assembly.

(d) All appointments to the task force shall be made no later than August 1, 2010, and shall reflect the geographic and cultural diversity of the state and shall have experience in business, education and philanthropic organizations. Any vacancy shall be filled by the appointing authority.

(e) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the task force, from among the members of the task force. Such chairpersons shall schedule the first meeting of the task force, which shall be held no later than September 1, 2010.

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(f) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to education shall serve as administrative staff of the task force.

(g) Not later than January 1, 2011, the task force shall submit a report on its findings and recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to education, in accordance with the provisions of section 11-4a of the general statutes. The task force shall terminate on the date that it submits such report or January 1, 2011, whichever is later.

Sec. 45. Special act 10-9 is amended to read as follows (*Effective from passage*):

(a) There is established a task force to study individualized educational programs. The task force shall: (1) Examine the existing processes and procedures for the development and administration of individualized educational programs; (2) examine relevant federal laws and propose legislation that codifies such federal laws into state law; (3) reevaluate existing individualized educational programs under federal law standards; (4) examine the training required for personnel administering individualized educational programs and develop ways in which such training can be included in professional development for certified employees; (5) develop a program for the auditing of individualized educational programs at the district level; and (6) examine ways in which to address issues of noncompliance by personnel and districts in the administration of individualized educational programs.

(b) The task force shall consist of the following members:

(1) The Commissioner of Education, or the commissioner's designee;

(2) The Commissioner of Higher Education, or the commissioner's designee;

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(3) The Commissioner of Developmental Services, or the commissioner's designee;

(4) One appointed by the Commissioner of Education who shall be an official of the Bureau of Special Education within the Department of Education;

(5) Four who are members of the General Assembly, one appointed by the majority leader of the House of Representatives, one appointed by the minority leader of the House of Representatives, one appointed by the president pro tempore of the Senate and one appointed by the minority leader of the Senate;

(6) Two appointed by the president pro tempore of the Senate, one of whom shall be a member of the Connecticut Association of Boards of Education and one of whom shall be a parent of a child who requires special education services;

(7) Two appointed by the majority leader of the Senate, one of whom shall be a representative of a regional educational service center and one of whom shall be a parent of a child who requires special education services;

(8) Three appointed by the minority leader of the Senate, one of whom shall be a representative of a vocational, community or business organization concerned with the provision of transitional services to children with disabilities, one of whom shall be a member of the Connecticut Association of Private Special Education Facilities and one of whom shall be a parent of a child who requires special education services;

(9) Two appointed by the speaker of the House of Representatives, one of whom shall be a member of the Connecticut Association of School Administrators and a local education official and one of whom shall be a parent of a child who requires special education services;

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(10) Two appointed by the majority leader of the House of Representatives, one of whom shall be a person working in the field of special-education-related services and one of whom shall be a parent of a child who requires special education services; [and]

(11) Three appointed by the minority leader of the House of Representatives, one of whom shall be a member of the Connecticut Association of Pupil Personnel Administrators and an administrator of a program for children who require special education, one of whom shall be a special education teacher and one of whom shall be a parent of a child who requires special education services; and

(12) One appointed by the Governor, who shall be an adult who previously received special education services.

(c) All appointments to the task force shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority.

(d) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the task force from among the members of the task force. Such chairpersons shall schedule the first meeting of the task force, which shall be held not later than sixty days after the effective date of this section.

(e) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to education shall serve as administrative staff of the task force.

(f) Not later than February 1, 2011, the task force shall submit a report on its findings and recommendations to the joint standing committees of the General Assembly having cognizance of matters relating to education, higher education and employment advancement and human services, in accordance with the provisions of section 11-4a of the general statutes. The task force shall terminate on the date that it

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submits such report or January 1, 2011, whichever is later.

Sec. 46. Subsection (b) of section 17a-22j of the general statutes, as amended by section 11 of public act 10-43, section 4 of public act 10-119 and section 71 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(b) The council shall consist of the following members:

(1) Four appointed by the speaker of the House of Representatives; two of whom are representatives of general or specialty psychiatric hospitals; one of whom is an adult with a psychiatric disability; and one of whom is an advocate for adults with psychiatric disabilities;

(2) Four appointed by the president pro tempore of the Senate, two of whom are parents of children who have a behavioral health disorder or have received child protection or juvenile justice services from the Department of Children and Families; one of whom has expertise in health policy and evaluation; and one of whom is an advocate for children with behavioral health disorders;

(3) Two appointed by the majority leader of the House of Representatives; one of whom is a primary care provider serving children pursuant to the HUSKY Plan; and one of whom is a child psychiatrist serving children pursuant to the HUSKY Plan;

(4) Two appointed by the majority leader of the Senate; one of whom is either an adult with a substance use disorder or an advocate for adults with substance use disorders; and one of whom is a representative of school-based health clinics;

(5) Two appointed by the minority leader of the House of Representatives; one of whom is a provider of community-based behavioral health services for adults; and one of whom is a provider of residential treatment for children;

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(6) [One] Two appointed by the minority leader of the Senate [who] one of whom is a provider of community-based services for children with behavioral health problems and one of whom is a member of the advisory council on Medicaid care management oversight;

(7) Four appointed by the Governor; two of whom are representatives of general or specialty psychiatric hospitals and two of whom are parents of children who have a behavioral health disorder or have received child protection or juvenile justice services from the Department of Children and Families;

(8) The chairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters relating to human services, public health, appropriations and the budgets of state agencies, or their designees;

(9) A member of the Community Mental Health Strategy Board, established pursuant to section 17a-485b, as selected by said board;

(10) The Commissioner of Mental Health and Addiction Services, or said commissioner's designee;

(11) Seven nonvoting ex-officio members, one each appointed by the Commissioners of Social Services, Children and Families, Mental Health and Addiction Services and Education to represent his or her department and one appointed by the State Comptroller and the Secretary of the Office of Policy and Management to represent said offices;

(12) One or more consumers appointed by the chairpersons of the council, to be nonvoting ex-officio members; and

(13) One representative from each administrative services organization under contract with the Department of Social Services to provide such services for recipients of assistance under Medicaid,



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Husky Plan, Part A and Part B and the Charter Oak Health Plan, to be nonvoting ex-officio members.

Sec. 47. Subdivision (7) of subsection (a) of section 36a-760 of the 2010 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(7) "Nonprime home loan" means any loan or extension of credit, excluding an open-end line of credit, and further excluding a reverse mortgage transaction, as defined in 12 CFR 226.33, as amended from time to time:

(A) In which the borrower is a natural person;

(B) The proceeds of which are to be used primarily for personal family or household purposes;

(C) In which the loan is secured by a mortgage upon any interest in one-to-four family residential property located in this state which is, or when the loan is made, intended to be used or occupied by the borrower as a principal residence;

(D) In which the principal amount of the loan does not exceed [(i)] four hundred seventeen thousand dollars; [for a loan originated on or after July 1, 2008, but before July 1, 2010; and (ii) the then current conforming loan limit, as established from time to time by the Federal National Mortgage Association, for a loan originated on or after July 1, 2010;]

(E) Where the loan is not a CHFA loan; and

(F) In which the conditions set forth in clauses (i) and (ii) of this subparagraph apply, subject to any adjustments made pursuant to clause (iii) of this subparagraph:

(i) The difference, at the time of consummation, between the APR

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for the loan and the conventional mortgage rate is either equal to or greater than (I) one and three-quarters percentage points, if the loan is a first mortgage loan, or (II) three and three-quarters percentage points, if the loan is a secondary mortgage loan. For purposes of such calculation, "conventional mortgage rate" means the contract interest rate on commitments for fixed-rate mortgages published by the Board of Governors of the Federal Reserve System in its statistical release H.15, or any publication that may supersede it, during the week preceding the week in which the interest rate for the loan is set.

(ii) The difference, at the time of consummation, between the APR for the loan or extension of credit and the average prime offer rate for a comparable transaction, as of the date the interest rate is set, is greater than one and one-half percentage points if the loan is a first mortgage loan or three and one-half percentage points if the loan is a secondary mortgage loan. For purposes of this subparagraph, "average prime offer rate" has the meaning as provided in 12 CFR 226.35, as amended from time to time.

(iii) The commissioner shall have the authority, after consideration of the relevant factors, to increase the percentages set forth in clauses (i) and (ii) of this subparagraph. The authority of the commissioner, and any increases or decreases made under this clause, shall expire on August 31, 2010. For purposes of this clause, the relevant factors to be considered by the commissioner shall include, but not be limited to, the existence and amount of increases in fees or charges in connection with purchases of mortgages by the Federal National Mortgage Association or the Federal Home Loan Mortgage Corporation and increases in fees or charges imposed by mortgage insurers and the impact, including the magnitude of the impact, that such increases have had, or will likely have, on APRs for mortgage loans in this state. When considering such factors, the commissioner shall focus on those increases that are related to the deterioration in the housing market

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and credit conditions. The commissioner may refrain from increasing such percentages if it appears that lenders are increasing interest rates or fees in bad faith or if increasing the percentages would be contrary to the purposes of sections 36a-760 to 36a-760f, inclusive. No increase authorized by the commissioner to a particular percentage shall exceed one-quarter of one percentage point, and the total of all increases to a particular percentage under this clause shall not exceed one-half of one percentage point. No increase shall be made unless: (I) The increase is noticed in the Banking Department Bulletin and the Connecticut Law Journal, and (II) a public comment period of twenty days is provided. Any increase made under this clause shall be reduced proportionately when the need for the increase has diminished or no longer exists. The commissioner, in the exercise of his discretion, may authorize an increase in the percentages with respect to all loans or just with respect to a certain class or classes of loans;

Sec. 48. Section 9 of public act 10-108 is amended to read as follows  
(*Effective from passage*):

Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education pursuant to said section requiring that the scope or description of a project type for a school building project be made at the time of application for a school building project grant or the provisions of subdivision (18) of section 10-282 of the general statutes, or any regulation adopted by the State Board of Education pursuant to said section, the town of Manchester may change the scope or description of the extension and alteration project (Project Number 077-0224 EA/RR) at Highland Park School to a renovation project and subsequently qualify as a renovation, as defined in subdivision (18) of said section 10-282, provided total project costs shall not exceed thirteen million one hundred thousand dollars.

Sec. 49. Section 34 of public act 07-249 is repealed and the following

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is substituted in lieu thereof (*Effective from passage*):

Notwithstanding the provisions of section 10-283 of the general statutes, or any regulation adopted by the State Board of Education pursuant to said section requiring that the scope or description of a project type for a school building project be made at the time of application for a school building project grant or the provisions of subdivision (18) of section 10-282 of the general statutes, requiring a renovation project to cost less than building a new facility, the town of Waterbury may change the scope or description of the new construction project (Project Number 151-0252 N/PS) at New Elementary School #1 to a renovation project (Project Number 151-0252 R) at Duggan School and subsequently qualify as a renovation, as defined in subdivision (18) of said section 10-282, provided [the amount of the grant shall not exceed the amount that such grant for such project would be if such project was a project for new construction] total project costs shall not exceed thirty-nine million six hundred sixty-two thousand four hundred sixty-nine dollars.

Sec. 50. Section 12 of public act 10-3, as amended by section 48 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Notwithstanding any provision of the general statutes, [on and after June 1, 2010,] no payment shall be made under a medical assistance program administered by the Department of Social Services, except for the medical assistance program established pursuant to section 17b-256 of the general statutes, for an over-the-counter drug, except for insulin, [and] insulin syringes and nutritional supplements for individuals who are required to be tube fed or who cannot safely ingest nutrition in any other form, and as may be required by federal law.

Sec. 51. Section 2 of public act 10-44, as amended by section 141 of public act 10-179, is amended to read as follows (*Effective July 1, 2010*):

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The proceeds of the sale of the bonds issued pursuant to sections 1 to 8, inclusive, of [this act] public act 10-44, as amended by this act, to the extent hereinafter stated, shall be used for the purpose of providing grants-in-aid and other financing for economic development projects and programs as hereinafter stated: For the [Department of Economic and Community Development or the Department of Environmental Protection, as designated by the State Bond Commission] Office of Policy and Management to be distributed to the Department of Economic and Community Development or the Department of Environmental Protection, as appropriate:

(a) Grants-in-aid for economic development projects and programs in the city of Hartford, not exceeding \$5,700,000, including, but not limited to, grants (1) for the purchase of a building or necessary alterations and renovation for the John E. Rogers African American Cultural Center of Hartford; (2) to the Hartford Economic Development Corporation for a North Hartford community revolving loan fund; (3) for facade improvements along Wethersfield Avenue; and (4) for the Park Street streetscape project;

(b) Grants-in-aid for economic development projects and programs in the city of Bridgeport, not exceeding \$7,200,000, including, but not limited to, grants for (1) revitalization of the Hollow Neighborhood; (2) a feasibility study for the Congress Street Plaza urban renewal area; (3) planning and implementation of the Upper Reservoir Avenue Corridor Revitalization Initiative Project; (4) the Black Rock Gateway project; (5) the Madison Avenue Gateway Revitalization streetscape project; and (6) the purchase of development rights at Veterans' Memorial Park.

Sec. 52. Section 7 of public act 10-44 is amended to read as follows (*Effective July 1, 2010*):

In accordance with section 2 of [this act] public act 10-44, as amended by this act, the state, through the [Department of Economic

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and Community Development and the Department of Environmental Protection] Office of Policy and Management, may provide grants-in-aid and other financings to or for the agencies for the purposes and projects as described in said section 2. All financing shall be made in accordance with the terms of a contract at such time or times as shall be determined within authorization of funds by the State Bond Commission.

Sec. 53. Section 10 of public act 10-44 is amended to read as follows (*Effective July 1, 2010*):

The proceeds of the sale of the bonds issued pursuant to sections 9 to 16, inclusive, of [this act] public act 10-44, as amended by this act, to the extent hereinafter stated, shall be used for the purpose of providing grants-in-aid and other financing for infrastructure projects and programs as hereinafter stated: For the [Department of Economic and Community Development, the Department of Environmental Protection, the Department of Public Safety or the Department of Social Services, as designated by the State Bond Commission] Office of Policy and Management to be distributed to the Department of Economic and Community Development, the Department of Environmental Protection, the Department of Public Safety or the Department of Social Services, as appropriate:

(a) Grants-in-aid for infrastructure projects and programs in the city of Hartford not exceeding \$10,600,000, including, but not limited to, grants for (1) parking projects that will add to downtown parking capacity; (2) the revitalization of Pope Park; (3) a public safety complex and regional emergency management center; (4) improvements to the flood control system; and (5) a bridge over the Park River;

(b) Grants-in-aid for infrastructure projects and programs in the city of Bridgeport not exceeding \$27,700,000, including, but not limited to, grants (1) for design and construction of a flood control project in the

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northeast corner of the city; (2) for the design and construction of the Congress Street Bridge; (3) for day care, a community room and a playground at West End School; (4) for purchase and installation of a public safety video surveillance system; (5) to the Fairfield County Housing Partnership for land acquisition, design, development and construction of an independent living facility; (6) for purchase of a water taxi, construction of docks and construction of the Pleasure Beach retractable pedestrian bridge; (7) to the Bridgeport Port Authority for improvements to the Derecktor Shipyard, including remediation, dredging, bulkheading and construction of Phase 2 of the Derecktor Shipyard Economic Development Plan; (8) for repair and improvements on State Road 59 between the North Avenue and Capitol Avenue intersections, including median and sidewalk renovations; (9) for the remediation of the waterfront, including any predevelopment costs; (10) for the Island Brook flood control project; (11) for improvements to the bus and transportation center; and (12) for restoration, new construction or property acquisition for expansion and improvement for Greater Bridgeport Transit;

(c) Grants-in-aid for infrastructure projects and programs in the city of New Haven, not exceeding \$6,800,000, including, but not limited to, grants (1) for improvements to the Morris Cove storm water drainage system; (2) to homeowners in the Westville section of the city of New Haven and homeowners in Woodbridge for structurally damaged homes due to subsidence located in the immediate vicinity of the West River; and (3) for renovations and improvements to Tweed New Haven Airport.

Sec. 54. Section 15 of public act 10-44 is amended to read as follows  
(Effective July 1, 2010):

In accordance with section 10 of [this act] public act 10-44, as amended by this act, the state, through the [Department of Economic and Community Development, the Department of Environmental

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Protection, the Department of Public Safety and the Department of Social Services] Office of Policy and Management, may provide grants-in-aid and other financings to or for the agencies for the purposes and projects as described in said section 10. All financing shall be made in accordance with the terms of a contract at such time or times as shall be determined within authorization of funds by the State Bond Commission.

Sec. 55. Section 1 of public act 10-37 is repealed and the following is substituted in lieu thereof (*Effective October 1, 2010*):

For the purpose of adjudication of claims for payment of benefits under the provisions of chapter 568 of the general statutes, a uniformed member of a paid municipal or volunteer fire department, a regular member of a paid municipal police department, [or] a constable, as defined in section 31-294i of the general statutes, or a member of a volunteer ambulance service shall be eligible for such benefits for any disease arising out of and in the course of employment, including, but not limited to, hepatitis, meningococcal meningitis, tuberculosis, Kahler's Disease, non-Hodgkin's lymphoma, and prostate or testicular cancer that results in death or temporary or permanent total or partial disability.

Sec. 56. Section 1 of special act 10-2 is amended to read as follows (*Effective from passage*):

(a) As used in this section:

(1) "Employee organization" shall have the same meaning as provided in section 5-270 of the general statutes; and

(2) "Labor organization" shall have the same meaning as provided in section 31-77 of the general statutes.

(b) There is established a State [Jobs] Job Corps Task Force to study



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the means by which the state may, under federal and state law, implement a program similar to the Works Progress Administration, created pursuant to the federal Emergency Relief Appropriation Act of 1935, (49 Stat. 115) to use unemployed workers to construct public works projects in the state.

(c) The task force shall consist of the following members:

(1) Two appointed by the speaker of the House of Representatives, one of whom shall be a mayor or first selectman of a Connecticut municipality with a population greater than or equal to seventy-five thousand residents and one of whom shall represent a labor organization;

(2) Two appointed by the president pro tempore of the Senate, one of whom shall be a mayor or first selectman of a Connecticut municipality with a population greater than or equal to seventy-five thousand residents and one of whom shall represent a labor organization;

(3) Two appointed by the majority leader of the House of Representatives, one of whom shall represent an employee organization and one of whom shall represent a labor organization;

(4) Two appointed by the majority leader of the Senate, one of whom shall represent an employee organization and one of whom shall be an economist with knowledge of labor and workforce development;

(5) Two appointed by the minority leader of the House of Representatives, [who] each of whom shall be a mayor or first selectman of a Connecticut municipality with a population less than or equal to seventy-five thousand residents but greater than twenty thousand residents;

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(6) Two appointed by the minority leader of the Senate, one of whom shall be a mayor or first selectman of a Connecticut municipality with a population greater than or equal to seventy-five thousand residents and one of whom shall be a mayor or first selectman of a Connecticut municipality with a population less than or equal to twenty thousand residents;

(7) Two appointed by the Governor, at least one of whom shall represent a state-wide business organization; and

(8) The Commissioner of Economic and Community Development and the Labor Commissioner, or the commissioners' designees, who shall be ex-officio, nonvoting members.

(d) All appointments to the task force shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority.

(e) The Governor shall select the chairperson of the task force from among the members of the task force. Such chairperson shall schedule the first meeting of the task force, which shall be held not later than sixty days after the effective date of this section.

(f) Said task force may seek the advice and participation of any person, organization or state or federal agency as it deems necessary to carry out the provisions of this section.

(g) Not later than January 1, 2011, the task force shall submit a report on its findings and recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to labor and public employees, in accordance with the provisions of section 11-4a of the general statutes. Such report shall consist of (1) an evaluation of the program used by the federal Works Progress Administration and the feasibility of using aspects of such program to respond to current economic conditions in the state, (2)

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recommendations for any changes necessary in state law, regulation or policy that would be necessary to implement a program similar to the Works Progress Administration in the state, and (3) recommendations for using the expertise of state employees to assist in carrying out the recommendations pursuant to subdivision (2) of this subsection and to further provide assistance to individuals receiving benefits pursuant to chapter 567 of the general statutes to find employment positions.

Sec. 57. Section 9-185 of the general statutes, as amended by section 7 of public act 10-111, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

Unless otherwise provided by special act or charter, (1) assessors, (2) members of boards of assessment appeals, (3) selectmen, (4) town clerks, (5) town treasurers, (6) collectors of taxes, (7) constables, (8) registrars of voters, (9) subject to the provisions of subsection [(g)] (h) of section 10-223e, as amended by [this act] public act 10-111, members of boards of education, and (10) library directors shall be elected, provided any town may, by ordinance, provide for the appointment, by its chief executive authority, of (A) a constable or constables in lieu of constables to be elected under section 9-200 or (B) a town clerk, town treasurer or collector of taxes in lieu of the election of such officers as provided in section 9-189. Unless otherwise provided by special act or charter, all other town officers shall be appointed as provided by law and, if no other provision for their appointment is made by law, then by (i) the chief executive officer of such municipality, or (ii) where the legislative body is a town meeting, by the board of selectmen, or (iii) by such other appointing authority as a town may by ordinance provide, and except that, if a board of finance is established under the provisions of section 7-340, the members thereof shall be elected as provided in section 9-202 and except that assessors may be elected or appointed under the provisions of section 9-198. Any town may, by a vote of its legislative body, determine the

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number of its officers and prescribe the mode by which they shall be voted for at subsequent elections.

Sec. 58. Subdivision (3) of subsection (a) of section 10-1 of the general statutes, as amended by section 2 of public act 10-76, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(3) On and after April 1, 2011, the State Board of Education shall consist of thirteen members, (A) at least two of whom shall have experience in manufacturing or a trade offered at the regional vocational-technical schools or be alumni of or have served as educators at a regional vocational-technical school, (B) at least one of whom shall have experience in agriculture or be an alumni of or have served as an educator at a regional agricultural science and technology education center, and (C) two of whom shall be nonvoting student members. Only those members described in subparagraph [(B)] (A) of this subdivision shall be eligible to serve as the chairperson for the regional vocational-technical school subcommittee of the board.

Sec. 59. Subsection (c) of section 10-157 of the general statutes, as amended by section 2 of public act 10-111, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(c) The commissioner may, upon request of an employing local or regional board of education, grant a waiver of certification to a person (1) who has successfully completed at least three years of experience as a certified administrator with a superintendent certificate issued by another state in a public school in another state during the ten-year period prior to the date of application, or (2) who the commissioner deems to be exceptionally qualified for the position of superintendent. In order for the commissioner to find a person exceptionally qualified, such person shall [(1)] (A) be an acting superintendent pursuant to subsection (b) of this section, [(2)] (B) have worked as a superintendent

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in another state for no fewer than fifteen years, and [(3)] (C) be certified or have been certified as a superintendent by such other state.

Sec. 60. Subdivision (28) of subsection (a) of section 12-213 of the general statutes, as amended by section 1 of public act 10-188, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010, and applicable to income years commencing on or after January 1, 2010*):

(28) (A) "Captive real estate investment trust" means, except as provided in subparagraph [(C)] (B) of this subdivision, a corporation, a trust or an association (i) that is considered a real estate investment trust for the taxable year under Section 856 of the Internal Revenue Code; (ii) that is not regularly traded on an established securities market; (iii) in which more than fifty per cent of the voting power, beneficial interests or shares are owned or controlled, directly or constructively, by a single entity that is subject to Subchapter C of Chapter 1 of the Internal Revenue Code; and (iv) that is not a qualified real estate investment trust, as defined in subdivision (3) of subsection (a) of section 12-217, as amended by [this act] public act 10-188.

(B) "Captive real estate investment trust" does not include a corporation, a trust or an association, in which more than fifty per cent of the entity's voting power, beneficial interests or shares are owned by a single entity described in subparagraph (A)(iii) of this subdivision that is owned or controlled, directly or constructively, by (i) a corporation, a trust or an association that is considered a real estate investment trust under Section 856 of the Internal Revenue Code; (ii) a person exempt from taxation under Section 501 of the Internal Revenue Code; (iii) a listed property trust or other foreign real estate investment trust that is organized in a country that has a tax treaty with the United States Treasury Department governing the tax treatment of these trusts; or (iv) a real estate investment trust that is intended to become regularly traded on an established securities

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market, and that satisfies the requirements of Sections 856(a)(5) and 856(a)(6) of the Internal Revenue Code, as determined under Section 856(h) of the Internal Revenue Code;

(C) For purposes of this subdivision, the constructive ownership rules of Section 318 of the Internal Revenue Code, as modified by Section 856(d)(5) of the Internal Revenue Code, apply to the determination of the ownership of stock, assets or net profits of any person.

Sec. 61. Subsection (c) of section 12-217jj of the 2010 supplement to the general statutes, as amended by section 1 of public act 10-107, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010, and applicable to income years commencing on or after January 1, 2010*):

(c) No eligible production company incurring an amount of production expenses or costs that qualifies for such credit shall be eligible for such credit unless on or after January 1, 2010, such company conducts [(A)] (1) not less than twenty-five per cent of principal photography days within the state, or [(B)] (2) expends not less than fifty per cent of postproduction costs within the state, or [(C)] (3) expends not less than one million dollars of [post production] postproduction costs within the state.

Sec. 62. Section 1 of public act 10-157 is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(a) The Commissioner of Children and Families, pursuant to the federal Fair and Accurate Credit Transactions Act, shall request, annually, a free credit report on behalf of each youth sixteen years of age or older who is in the custody of the commissioner and placed in foster care. The commissioner shall make the first such request not later than fifteen days after the youth reaches the age of sixteen years

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or, for youth age sixteen years of age or older who are in the custody of the commissioner and placed in foster care on or before July 1, 2010, the commissioner shall make the first such request not later than July 31, 2010. Upon receipt of each credit report, the commissioner or a designee of the commissioner shall review the report for evidence of identity theft, as defined in section 53a-129a of the general statutes. If the commissioner or the commissioner's designee finds evidence of identity theft, not later than five business days after receipt of the credit report, the commissioner shall [:(1) Report] report such findings to the office of the Chief State's Attorney.

(b) The Commissioner of Children and Families shall review the most recent annual credit report obtained pursuant to subsection (a) of this section, if any, at the time the commissioner reviews the written plan for care, treatment and permanent placement pursuant to section 17a-15 of the general statutes. If the commissioner found evidence of identity theft in the youth's credit report and reported such finding pursuant to subsection (a) of this section, the commissioner shall advise the youth, the youth's foster parent, the youth's caseworker and any legal representative of the youth of such finding at the time the commissioner reviews the plan.

Sec. 63. Subdivision (10) of subsection (b) of section 17a-22j of the general statutes, as amended by section 11 of public act 10-43, section 4 of public act 10-119 and section 71 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(10) Eight nonvoting ex-officio members, one each appointed by the Commissioner of Social Services, the Commissioner of Children and Families, the Commissioner of Mental Health and Addiction Services, the Commissioner of Developmental Services and the Commissioner of Education to represent his or her department, one appointed by the Chief Court Administrator of the Judicial Branch to represent the Court Support Services Division and one each appointed by the State

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Comptroller and the Secretary of the Office of Policy and Management to represent said offices.

Sec. 64. Section 17a-58 of the general statutes, as amended by section 3 of public act 10-161, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(a) An employee designated pursuant to section 17a-57 shall take physical custody of any infant thirty days or younger if the parent or lawful agent of the parent voluntarily surrenders physical custody of the infant to such designated employee unless the parent or agent clearly expresses an intent to return for the infant.

(b) If the mother of an infant wishes to voluntarily surrender physical custody of the infant while the mother is in the hospital to give birth to the infant, the mother shall provide notice that she wishes to surrender physical custody of the infant, in writing, on a form prescribed by the Commissioner of Children and Families, and deliver such notice to any health care provider who is licensed by the Department of Public Health and who provides health care services on behalf of the hospital. Upon receipt of such notice, [the hospital employee] such health care provider shall notify the designated employee pursuant to section 17a-57, who shall immediately take physical custody of the infant. The hospital shall retain the written notice provided by the mother in a file separate from the mother's medical records. No hospital employee or health care provider shall disclose the contents of the written notice, including the name of the mother, to the Department of Children and Families [,] or any person or organization without the mother's permission.

(c) The designated employee may request the parent or agent to provide (1) the name of the parent or agent, (2) information on the medical history of the infant and parents, and (3) the infant's name and date of birth if the infant's birth has been registered in the state vital



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records system prior to the surrender of the infant. Notwithstanding such a request from the designated employee, the parent or agent is not required to provide such name or information. The designated employee may provide the parent or agent with a numbered identification bracelet to link the parent or agent to the infant. The bracelet shall be used for identification only and shall not be construed to authorize the person who possesses the bracelet to take custody of the infant on demand. The designated employee shall provide the parent or agent with a pamphlet describing the process established under sections 17a-57 to 17a-61, inclusive, as amended by [this act] public act 10-161, 53-21 and 53-23.

Sec. 65. Section 17a-247a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2010*):

As used in sections 17a-247b to 17a-247e, inclusive: [, and subdivision (31) of subsection (a) of section 2c-2b:]

(1) "Abuse" means the wilful infliction by an employee of physical pain or injury or the wilful deprivation of services necessary to the physical and mental health and safety of a department client.

(2) "Authorized agency" means any agency authorized in accordance with the general statutes to conduct abuse and neglect investigations and responsible for issuing or carrying out protective services for persons with mental retardation.

(3) "Commissioner" means the Commissioner of Developmental Services.

(4) "Department" means the Department of Developmental Services.

(5) "Department client" means a person who is eligible for, and receives services or funding from, the department.

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(6) "Employee" means any individual employed (A) by the department, or (B) by an agency, organization or individual that is licensed or funded by the department.

(7) "Employer" means (A) the department, or (B) an agency, organization or individual that is licensed or funded by the department.

(8) "Neglect" means the failure by an employee, through action or inaction, to provide a department client with the services necessary to maintain such client's physical and mental health and safety.

(9) "Protective services" has the same meaning as provided in section 46a-11a.

(10) "Registry" means a centralized data base containing information regarding substantiated abuse or neglect.

(11) "Substantiated abuse or neglect" means a determination by an authorized agency, following an investigation conducted or monitored by such agency, that (A) abuse or neglect of a department client has occurred, or (B) there has been a criminal conviction of a felony or misdemeanor involving abuse or neglect.

Sec. 66. Section 17b-30 of the general statutes, as amended by section 80 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For purposes of this section, "biometric identifier system" means a system which allows for the recognition of an individual through retinal scanning, finger-imaging, hand geometry or facial recognition. The Commissioner of Social Services and the Commissioner of Motor Vehicles shall examine available biometric identifier systems and to the greatest extent possible, select a system which is compatible with the systems of surrounding states. The Commissioner of Social

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Services may enter into a memorandum of understanding with the Commissioner of Motor Vehicles for the Department of Motor Vehicles to provide the hardware, software, equipment maintenance, technical training and other resources deemed necessary by the commissioner to establish said system.

(b) Said system shall be utilized for office use only in programs to be determined at the discretion of the Commissioner of Social Services.

(c) A recipient of a program utilizing said system pursuant to subsection (b) of this section shall participate in said system or be subject to disqualification from such program. The commissioner shall have the authority to exempt a recipient from participation in said system.

(d) Biometric identifier information obtained pursuant to subsection [(d)] (c) of this section shall be the proprietary information of the Department of Social Services and shall not be released or made available to any agency or organization and shall not be used for any purpose other than identification or fraud prevention in this or any other state, except that such information may be made available to the office of the Chief State's Attorney if necessary for the prosecution of fraud discovered pursuant to the biometric identifier system established in subsection (a) of this section or in accordance with section 17b-90. The penalty for a violation of this subsection shall be up to a five-thousand-dollar fine or five years' imprisonment or both and the cost of prosecution.

Sec. 67. Subsection (b) of section 19a-486a of the general statutes, as amended by section 112 of public act 10-179, is repealed and the following is substituted in lieu thereof (*Effective October 1, 2010*):

(b) Prior to any transaction described in subsection (a) of this section, the nonprofit hospital and the purchaser shall concurrently

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submit a certificate of need determination letter as described in subsection (c) of section 19a-638, as amended by [this act] public act 10-179, to the commissioner and the Attorney General by serving it on them by certified mail, return receipt requested, or delivering it by hand to each office. [Such] The certificate of need determination letter [of intent] shall contain: (1) The name and address of the nonprofit hospital; (2) the name and address of the purchaser; (3) a brief description of the terms of the proposed agreement; and (4) the estimated capital expenditure, cost or value associated with the proposed agreement. The certificate of need determination letter shall be subject to disclosure pursuant to section 1-210.

Sec. 68. Subsection (f) of section 31-53 of the 2010 supplement to the general statutes, as amended by section 1 of public act 10-47, is repealed and the following is substituted in lieu thereof (*Effective October 1, 2010*):

(f) Each employer subject to the provisions of this section or section 31-54 shall (1) keep, maintain and preserve such records relating to the wages and hours worked by each person performing the work of any mechanic, laborer and worker and a schedule of the occupation or work classification at which each person performing the work of any mechanic, laborer or worker on the project is employed during each work day and week in such manner and form as the Labor Commissioner establishes to assure the proper payments due to such persons or employee welfare funds under this section or section 31-54, regardless of any contractual relationship alleged to exist between the contractor and such person, and (2) submit monthly to the contracting agency by mail, first class postage prepaid, a certified payroll that shall consist of a complete copy of such records accompanied by a statement signed by the employer that indicates (A) such records are correct; (B) the rate of wages paid to each person performing the work of any mechanic, laborer or worker and the amount of payment or

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contributions paid or payable on behalf of each such person to any employee welfare fund, as defined in subsection [(h)] (i) of this section, are not less than the prevailing rate of wages and the amount of payment or contributions paid or payable on behalf of each such person to any employee welfare fund, as determined by the Labor Commissioner pursuant to subsection (d) of this section, and not less than those required by the contract to be paid; (C) the employer has complied with the provisions of this section and section 31-54; (D) each such person is covered by a workers' compensation insurance policy for the duration of such person's employment, which shall be demonstrated by submitting to the contracting agency the name of the workers' compensation insurance carrier covering each such person, the effective and expiration dates of each policy and each policy number; (E) the employer does not receive kickbacks, as defined in 41 USC 52, from any employee or employee welfare fund; and (F) pursuant to the provisions of section 53a-157a, the employer is aware that filing a certified payroll which the employer knows to be false is a class D felony for which the employer may be fined up to five thousand dollars, imprisoned for up to five years, or both. This subsection shall not be construed to prohibit a general contractor from relying on the certification of a lower tier subcontractor, provided the general contractor shall not be exempted from the provisions of section 53a-157a if the general contractor knowingly relies upon a subcontractor's false certification. Notwithstanding the provisions of section 1-210, the certified payroll shall be considered a public record and every person shall have the right to inspect and copy such records in accordance with the provisions of section 1-212. The provisions of subsections (a) and (b) of section 31-59 and sections 31-66 and 31-69 that are not inconsistent with the provisions of this section or section 31-54 apply to this section. Failing to file a certified payroll pursuant to subdivision (2) of this subsection is a class D felony for which the employer may be fined up to five thousand dollars, imprisoned for up to five years, or both.

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Sec. 69. Subsection (a) of section 1 of public act 10-76 is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(a) (1) The State Board of Education shall not close or suspend operations of any regional vocational-technical school for more than six months unless the board (A) holds a public hearing at the school that may be closed or whose operations may be suspended, (B) develops and makes available a comprehensive plan for such school in accordance with the provisions of subsection (b) of this section, and (C) [an affirmative vote of the board is taken] affirmatively votes to close or suspend operations at a meeting duly called. Such public hearing shall be held after normal school hours and at least thirty days prior to [the] any vote of the board pursuant to subparagraph (C) of this subdivision.

(2) [If the closure or suspension of school operations extends] The board shall not extend the closure or suspension of operations of a regional vocational-technical school beyond the period set forth in the comprehensive plan described in subsection (b) of this section [, the board shall] unless the board (A) [hold] holds another public hearing at a location in the town in which the school is located, after normal school hours and at least thirty days prior to [the] any vote of the board pursuant to subparagraph (C) of this subdivision, (B) [develop and make] develops and makes available a new comprehensive plan for such school in accordance with the provisions of subsection (b) of this section, and (C) [an affirmative vote of the board is taken] affirmatively votes to extend such closure or suspension of school operations at a meeting duly called.

Sec. 70. Subsection (d) of section 6 of public act 10-111 is repealed and the following is substituted in lieu thereof (*Effective July 1, 2010*):

(d) Innovation schools authorized under this section shall be evaluated annually by the superintendent of schools for the school

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district. The superintendent shall submit the evaluation to the local or regional board of education and the Commissioner of Education. The evaluation shall determine whether the school has met the annual goals outlined in the innovation plan for the school and assess the implementation of the innovation plan at the school. The superintendent may amend or suspend one or more components of the innovation plan if the superintendent determines, after one year, an amendment is necessary because of subsequent changes in the school district that affect one or more components of such innovation plan. If the superintendent determines that the school has substantially failed to meet the goals outlined in the innovation plan, the local or regional board of education may: [(A)] (1) Amend one or more components of the innovation plan; [(B)] (2) suspend one or more components of the innovation plan; or [(C)] (3) terminate the authorization of the school, provided the [amending] amendment or suspension shall not take place before the completion of the second full year of the operation of the school and the termination shall not take place before the completion of the third full year of the operation of the school. Any amendment to or suspension of any component of the innovation plan that changes the contract of employment for any teacher employed at the school shall be approved by a two-thirds vote of the members of the exclusive bargaining representative for the teachers employed at the school prior to any such amendment or suspension of the innovation plan.

Sec. 71. Subsection (b) of section 1 of public act 10-155 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Each budgeted agency, as defined in section [4-60] 4-69 of the general statutes, shall submit, in a timely manner, any information requested by the legislative Office of Fiscal Analysis for the purpose of establishing and maintaining the electronic databases.

Sec. 72. Subparagraph (B) of subdivision (2) of subsection (f) of

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section 2 of special act 73-74, as amended by section 9 of special act 74-43, section 70 of special act 84-54 and section 16 of special act 10-1, is amended to read as follows (*Effective from passage*):

Runway facilities improvements, not exceeding [fifty-eight thousand] fifty-five thousand dollars.

Sec. 73. Subdivision (2) of subsection (w) of section 2 of special act 84-54, as amended by section 261 of special act 87-77, section 62 of special act 92-3 of the May special session and section 46 of special act 10-1, is amended to read as follows (*Effective from passage*):

To towns, cities and boroughs and to districts, as defined in section 7-324 of the general statutes, not located within the area of the state to which the Presidential Disaster Declaration of June 14, 1982 is applicable on a pro-rata basis, for reimbursement for flood related costs or expenses for damage to property identified and reported to the Office of Policy and Management owned by such town, city, borough or district not otherwise reimbursed by state or federal funds, not exceeding [five hundred eighty thousand] five hundred thousand dollars, provided all repairs, improvements and reconstructions not made, pursuant to this subsection by September 30, 1987, shall not receive further reimbursement.

Sec. 74. Section 2 of public act 10-162 is repealed. (*Effective from passage*)

Approved June 24, 2010